1894

Exp. 275 - I

Serial no - 1-26

P. 206

A
5-2-1947 HL
15 letters 5.2.47

File No. 275 I ✓
1894.

Collection No
1

Impore Residency

Pros. Serial Nos. 1 – 26

Reminders at S.N. 10-13, 17+18 destroyed Annexure 1/5/30

Subject.

Application of the Excise Act XII of 1896 to the C+M Station.

Previous References.

713/88
714/88

Later References.

7 253/1901
7 459/05
7 353/1910
7104/1911
C7 91/1911
C7 156/1913
7 93/1914
7 98/1915
7 162/21

(Blue).

-H&S&P—(G-276)—8-7-29—50,000.

RESIDENT'S OFFICE.

OFFICE NOTE.

No 295 of 1894

In a letter dated 13th August 1894, Mr. E. Morrison refers to an interview he had with the Resident on the 3rd idem & asks for sanction to the beer he proposes to brew either from grain alone or with sugar being deemed to be "foreign fermented liquor", & to obtain permission for its being disposed of within the limits of the Mysore State. Such permission will be stated, further his view & address the Mysore authorities & expediting the establishing of a brewery outside the Mysore State limits.

under Sec. 3 K of the Excise Act.

2. Apparently Mr. Morrison owns no beer brewery just now. It would seem that it is his intention to start one in the Mysore State & to have the beer manufactured there also sold as "foreign fermented liquor in the State". He must

bind

first establish a brewery, & should the beer brewed there happen to be one of superior kind, he should then take steps to have it classed as foreign fermented liquor. Recently, in January 1894, Messrs Leishman of Co's "English brew ale" manufactured in his brewery at Ostacamund was on his application & at the recommendation of the Collector, Coimbatore, classed as foreign fermented liquor. Please see office note in file No. 234 of 1893/V.

3. The Collector has to satisfy himself that Mr. Morrison's beer though brewed in India is of superior kind to equal English brewed ale. When the brewery has not started work, it is submitted that it is hardly possible for the Collector or any one else to venture an opinion on the quality of beer to be brewed in that brewery.

Such being the case, it seems premature

to consider Mr. Morrison's requests
(1) to have his beer deemed to be foreign fermented liquor &
(2) to grant him free beer taverns.

As regards (2), please see para 2 of the Collector's No. 5734 of 7th July 1894 (S.B. File 147/94).

5. It is evident from Mr. Morrison's letter that on the strength of the orders asked for from the Resident he (Mr. Morrison) expects to obtain the necessary permission from the Durbar to start a brewery in the State.

Submitted for favour of orders.

H.
20.8.94

6. Mr. Morrison's letter might be forwarded to the Collector for any remarks he may have to make on it.

21-8-94

You have heartily known the Durbar note refer to "P.L." from the Malt Contractor that no more taverns will be opened so that Mr. Morrison

Yesterday afternoon we have sent to search the Mission house out of the Market hopes he could have taken the Goods. Nothing found to Collector for fear of any accusation he may make

Ld 22/8

Endorsed Collr. issued No. 2914 Dy. 22.8.94.

V.L. 2914/275-94. of 22-8-94.

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2. The Collector in reply observes that the beer Mr. Morrison proposes to brew is apparently similar to that manufactured by the other breweries in the Station and that if it is to be cleared as Foreign Liquor and imported into the Station from the City. Where Mr. Morrison intends establishing his Brewery, the provisions of the Station bill suffice. For if it is declared the "Foreign liquor" it will be exempt from duty.

As regards the exhibition Mr. Morrison asks for, the Collector says that if any new shops

are to be sanctioned by Wolseley Smith Esq the first Consideration.

10 The details of any more Clefs by Mr. Newton does not recommend as it may give the Lodge Contractor room for complaint. The question of additional Clefs may be held over for future Consideration as Mr. Morrison has been semi officially informed that the number is limited for the present official year, and no addition will be made

12 As regards his Beer, no decision can be arrived at. Until the Establishment has apparently got Established his Brewery Plt, and when he does so it will be time enough to Consider whether his Beer can be served Foreign Journeyed Region - if it is of a Superior Kind it may then be declared

13. Mr. Harrison may be informed that ~~the Resident~~ before the Resident can comply with his ~~a~~ request to call his Beer foreign fermented liquor, it will have to be conclusively proved that it is of superior quality and equal to English brewed ale. — and that no promise can be held out to him as regards his request in from beer severer licenses and (as in d.o. of 4 Sept.) that the number of the current offences has been fixed and the Resident has no power to add to that number.?
Let it be done accordingly.

~~K~~ 8. 9. 94

14 There is another point that may be raised — the all foreign liquor imported into the Shan is

Se. 19. File 189/90

exempt from payt of duty as it pays duty at the place of manufacture. that is I take it, if it is manufactured in Br: India. I am doubtful if it will be exempt from payt of duty if imported into the Straits from the Cy, if it is, and if it gradually takes the place of the Bass locally brewed our revenue will suffer materially, as the local beer pays a duty of one anna per gallon.

Rest.

10.9.99 As regards Mr. Bass's beer the proposal will be in the direction I mention, because first brewed before we can consider an appl.

10/9

Mr. C. [illegible]

Take up Resident. Mrs Keenan called in and explained the situation & Mrs. he appeared Except he requested that his bear dead be claimed as diseased until tested & he asked for same & left a Coloured as he intended Should a brewery action Co Ltd. for then I told him Copper & Colouring for which any further action is necessary & he knew may be filed Mr Lem

VB 13/9

In a letter dated the 15th April 1895, Mr. E. Morison asks for a licence to start a brewery in the Constantin & to be placed on the same footing with others (holders of brewery licenses?) as regards the beer shops.

Mr. Morison asks for

(1) a brewery licence

(2) a share in the distribution of shops.

As regards (2), it may be observed that the allotment of beer shops to the breweries unauthorizedly made by the Director has been abolished and that the tavern keepers are at liberty to buy beer from any brewery they please, so that none of the existing breweries has any beer shops now exclusively allotted to it, & Mr. Morison's request (№ 2) is inadmissible.

As regards the brewery licence asked for, please see Sections 5 & 8 of the Excise Act XXII of 1881. The Residency is the Chief Revenue authority referred

1. N. 6. File 303/93

Slip A.

V. ye 13 of Alcoholic liquors declared to be the Excise Station

to in Sec: 8. No trace can be found in this Office of any rules having been framed under that Section as regards the Grant of licenses for Breweries, but it has however hitherto been customary to obtain the Resident's sanction for the opening of a Brewery. (N.B. It is really the Coll. under § 5 who ought to grant licenses for Breweries subject to the orders, if any, issued by the Resident under § 8. Ryr. C.)

A form of brewery license & slip C in file 410/93) contains the conditions under which the license is issued.

There are now four Breweries in the Cantonment sanctioned by the Resident.

owned by Messrs Abraham & Co.
" Gyngathara Chetty & Co. } ~~continued~~ in existence before the Restriction & continued since then
" W. Chelvanayagam Esq. sanctioned in 1893.
" W. F. W. Smith — " 1893

(The last has not commenced operations yet)

~~Mr. Chelvanayagam's sanction~~

Col. Nagpatta was of opinion that three breweries were ample for the requirements of the Cantonment but one more was sanctioned by the Resident on Mr. Smith's application in consideration of the increased demand for beer - Please see paras 8 to 16 of Spic note in file No. 410/93.

Some time must elapse before

an application for a fifth brewery
can be entertained. The two
breweries launched in 1893
have not had time enough
to judge whether the ~~business~~
will be a profitable one or not;
indeed Mr Smith's brewery
has not started operations yet.
There seems no need to refer
Mr Morison's application to the
Collector. If approved he may
be informed that the Resident
considers that four breweries
are ample for the present
requirements of the station
& regrets that ~~he cannot~~ Mr
Morison's request cannot be
complied with.
Submitted.
A.S. 24-4-95

Subject Matter for Intelligence Officer

Rest (or relief)

Instructions from Chief Secretary.
& Estimates for 6 Months Requirements
Examination. Time can be taken to
take up his duties, Enquiries about
Premises Rent &c &c &c
& the advisable Staff Loans &c &c
Items foreign that time may
proceed on Leave

HR 25/4

Resident.

The application may be met by an unequivocal negative. Col. Henderson has left nothing on record so far as I know and we certainly need not accept Mr Morrison's view up to date.

H.R.C.
27.4

In 1884 the Rest decided that 2 Breweries were enough. Since then we have increased to 4. Apparently our excise act is XXII. 1881 as amended. The acts & the amendments are not part of Apparently act XIII. 1890 is also in force. I find that S. 8 allows the Chief Rev. authority to make rules for sanitary premises. None have been made I believe. As act XXII. 81 has not been sent me notwithstanding a recent call for a complete set of acts I cannot decide what power is I have to carry out at Rest Regulations with which I am not in respect to the Restrictions of

The Rest's complete Set of Acts from his Office was lent up - The Rest at Galle would be visited by Mr (6/5/5

working this 1st Section under the Act I cannot form a conclusion without the Act

LBW

3/5

Applies for a copy of the Act in the Pong Code so that can issue

Letter as per draft. I have no power to refuse a licence. The Coll. alone [illegible] the Govt

3/5

In Sec. No 9, the Collector writes, in connection with an application from Mr Morrison for a licence to open a brewery, asked to forward copies of the licenses issued for the then existing breweries, & to consider whether any rules under Sec: 8 of the Excise Act as amended in 1890 were needed. Mr Lee Warner proposed that under that Section the Resident's confirmation should be obtained to the grant by the Collector of any licence for a brewery -

After four reminders the Collector has now sent a reply - No. 1182 of the 14th October 1896 - He considers that

rules

rules under Sec: 8 of the Act are undoubtedly needed & should be framed. He refers to the rules issued by the Madras Govt: on the subject published on pages 94 & 95 of the Fort St George Gazette of 7th February 1888, & enquires whether the Resident would approve of them mutatis mutandis.

A copy of the brewery license form used in the Ld Mn District is forwarded by the Collector. This form contains ten conditions which were considered by Col: Henderson to fulfil all requirements of the Ld Mn District. Vide para 21 of Office note in File 410/93.

The rules of the Madras Govt are very elaborate, they have been issued under the Madras Abkari Act, but may be issued here under Sec: 8 of the Excise Act as amended by Act XIII of 1890, with certain modifications: the following amendments seem to be necessary.

Rule 9 — for "Board of Salt Abkari & Separate Revenue" read "Commissioner"
Paras 15 Rule 12
Rule 16 —

Rule 13. The words "to the public view" should be omitted.

Rule 14. The words "with the counterfoils of the permits .... up to public service may

may be substituted by the words
" and in such other manner
as may be considered necessary"

Rule 17. ~~For the~~ Substitute
for the words "Govt in Council" the
word "Resident"

Omit the words " under Sec 17
of the Madras Abkari Act, 1886".

Omit the words " issued by the Govt
may specify despl up to or on beer".

For the word "Madras Presidency"
substitute" (in Statistics of Bengal

The Madras rules were issued in 1888. It
is not unlikely that they may have been
revised; if necessary, the Madras Govt
may be asked with ref^ce to Sec. No. 7 of file
516/85, to furnish us with latest rules
on the subject. The Govt may also be
asked for a copy of its latest rules. Even
if nothing be done at once, those rules will be useful afterwards.

So far as Assam is concerned,
all rules have been consolidated
& issued under one notification some
time ago. Opportunity was then taken
to do the same thing in respect of
other.

File 379 linked with
R. 92
Secs. 386/95

other items of Excise, & the Collector was asked to send up a draft notification embodying the rules, but he does not appear to have yet replied to that reference. The file is not in office, having been linked with the file relating to the system of Excise in force in the Ld Tn Station. It will perhaps be convenient to have the rules that may be decided upon in regard to breweries included in that consolidating notification.

2 Feb 1886 95

The question may perhaps be taken up and discussed when the Excise Staff about which Officer have been as contemplated, Obtained for reporting on the working of the Excise Dept in the Ld Tn Station.

At present, the conditions prescribed in the brewery license may be considered sufficient, and there seems to be no pressing necessity ~~for particular hurry~~ to issue the proposed rules.

Submitted for Secretary's orders.

H.S.
22-10-96 H/en/10

(Continuation of Note or Precis).

I doubt if any rules are necessary —

As regards the last sentence of Mr Lee Warner's letter at S. 9. it will be seen from enclo: to S. 14 that before a brewers can be allowed the consent of the Resident is and has been considered necessary.

The conditions mentioned in the license seem all that is really necessary as regards quality of beer, keeping of accounts etc.

KSE
3-11.

Resr

Yrs. Co Henderson in file 4107 1893 came to the conclusion, and I do not see the necessity or propriety of any rules except those involved in the terms of the licence. [There is a new Excise Act I think which has repealed Act XXII of 1881.]

4/11/96

KSE

Draft submitted for approval. The points at A will be taken up after issue of the draft. KSE 7-11

With reference to A in the preceding page, it is submitted that Act XII of 1896 has repealed the Excise Act XXII of 1881. The new Act has to be applied to the Province of Bengal, & the Collector may ask for its extension in due course. If approved, he may be asked whether he wants the new Act extended to the Station & if so what to state what modifications he proposes. & copy put up

Submitted.

HL 13-11-96

KE 14-11.

Rs.

14/11

KE 16-11

Draft submitted for approval.

HL 17-11-96.

KE 18/11

Letter issued to Collector No. 4203 J 20-11-96 & 2 Remdrs

Se 16. 17-11-

RESIDENT'S OFFICE.

Office Note.

FILE No. 189

The first thing to be done before any rules can be drafted or revised is to determine what Act is work on. The ~~present~~ Excise 1881 with several amendments as now in force but this Act which has been consolidated & amended & repealed in Act XII 1896 has not yet been extended by Notification to the Civil & Military Station of Bangalore -

No 16 File 275-894 In letter No 4203 dated 20-11-96 the Collector was directed to ~~state~~ what modifications he considered necessary but as to date no reply has been received from him, but in file No 375 892 the Collector stated that he could not possibly find time to revise the rules etc & requested that the subject might be deferred until a Special Officer was appointed for this purpose & this suggestion was approved of by the Resident in letter No 4491 File No 375 892 - dated 27-10-97

2 I have carefully read Act XII 1896 & compared it with the Excise Act of 1881 & its amendments also with such rules as are now in force & I see no objection to introducing the Act at once ~~and~~ by means of the usual Notification which obviates all necessity of correcting the names of Offices & other expressions to suit local requirements

Notification

In Exercise of the powers conferred by Sections 4 & 5 of the Foreign Jurisdiction & Extradition Act (XXI of 1879), & of all other powers enabling him in this behalf, the Governor in Council is pleased to apply the provisions of

Excise Act (XII of 1896) as amended from time to time in the Civil & Military Station of Bangalore as far as they may be suitable

Provided that for the purpose of facilitating the application of the provisions of the enactment hereby applied, any Court in the said Civil & Military Station may construe them with such alterations not affecting the substance, as may be necessary or proper to adapt them to the matter before the Court:

Rules for the control of breweries have been drafted (under Section 9)

No rules exist for the sale of foreign liquor beyond the licenses & application including "double distilled liquor manufactured at the Denbars distillery" as foreign liquor & application permitting Bulgri ale to be sold in the refreshment rooms.

~~Distillation~~ Toddy is managed entirely by the Daibar & until the future system of administration is decided upon no rules can be framed.

The existing ganja contract will continue for another year & the rules in force are in consonance with Chapter III of Act XII of 96.

A revised application & form of license for the retail sale of arrack has been approved of & the only point in which the conditions of the license do not appear in consonance with the Act is in clause which ~~provided that~~ was drafted under the authority of clause III para 6 & provides that-

(Continuation of Note or Precis).

When a lease is cancelled the rent in the whole period of the lease shall become due at once"

Act XII of 6

Section 24 provides that if a retail vendor gives or omits notice he may surrender his license on payment of a sum not exceeding six months rent.

Although the provisions of clause III para 6 are penal and are enforced in default of payment of a fine it might be argued that Section 24 contemplates that no retail vendor should be mulcted in a greater extent than six months rent of his stock except on conviction by a Magistrate; or again it might provide only for permitting a vendor to surrender a contract which he finds that he cannot carry out except at a heavy loss.

Reading sub section 2 of the same section I am inclined to think that this was the object in view when drafting the section & I would venture to recommend that the penal provisions of clause III para 6 should be allowed to stand & if necessary made the subject of a test case when opportunity offers.

BH. 15.2.28.

Submitted for orders. The Collector should now be requested to reply at an early date to S. 16. & to submit a draft notification under the Act in

Extended to the Station we must proceed under the old Act.

15/2

Agree ML

16/2

16/2

Regs

Draft to the Collector submitted

A.S.
17.2.98. [illegible]

18/2

Letter to the Collector. Ex. Secretariat
issued. No. 852 dt 21-2-98.

Sl. No. 19.

Sl. No. 20

Vide letter No. 446 dated the 28th February 1898, the Collector, Coorg Station, considers it desirable to extend the provisions of the Excise Act XII of 1896 to the Coorg Station of Bangalore.

The draft notification forwarded by the Collector for this purpose is similar to that prepared by Mr. Hawkins in pages 19 & 20 of 1898 & maybe passed on to the Govt. of India.

Draft prepared for approval.

A.S.
8-3-98. [illegible]

11-3-

[illegible] 12/3

[illegible] 12/3

Letter issued - Sl. No. 21.

With Sl. No. 22, the Foreign Dept. forwarded a copy of notification extending Excise Act XII of 1896 to the Coorg Station.

Draft forwarding a copy of the notification to the Collector for approval.

A.S. 3.5.98 [illegible] KSE 4/5 - [illegible]

RESIDENT'S OFFICE.

Office Note.

FILE No. 1A 8 OF 1900

Sl 24

A 2[illegible]

1 2 5 of 1 4 [illegible]

Letter No 2360 dated the 6th Septr: 1900 from the Collector forwarding for the approval of the Hon: the Resident draft rules under the Excise Act prepared by the Supdt of Excise.

2. The draft rules are all such as could be made by the Chief Revenue Authority under section 65 of the Excise Act. But I beg to invite attention to the fact that the Hon'ble the Resident has not been declared to be the Chief Revenue-authority in the Coorg Jn. Station of Bangalore for the purposes of the Act. The Act was extended to the Station by F.D. notfn No 1104. I/A, dated the 25th April 1898 which simply says that the provisions of the Act so far as they may be made

Enc. to Sl 22 of F. 275 of '94

shall be applied to the Station.
Of course there is the usual proviso added,
namely, that the Courts shall construe
the provisions of the Act with such
adaptations, and affecting the references,
as may be necessary or proper to
adapt them to the matter before the
Courts. This is not sufficient to
invest the Hon'ble the Resident with
all the powers exercisable by the
Local Govt, the Chief Revenue
authority and the Commissioner in
Lower Sind under the Act. The two latter
terms have been defined in sec 3
of the Act. The definition
of Chief Revenue-authority is
given there has special reference
to the territories for which the
Act was originally intended.

I beg to submit that it
should have been
provided in the notification extending
the Act to the Station, that references
to the Chief Revenue-authority
should be read as referring to the Hon.
the Resident in Sindh (and references
to the Local Govt as referring to the
same officer, if such was intended)

4. The General Clauses Act, X of 1897, has been extended to the C and In. Stations by F. D. notifn No. 3142 I/A, dated the 28th August, 1897. But the term "Chief Revenue-authority" has not been defined in that Act. The term "Local Government" has been defined in sec. 3(29) of the said Act to mean "the person authorized by law to administer executive government in the part of British India in which the Act or Regulation containing the expression operates and shall include a Chief Commissioner." I submit that it cannot be said that the Hon. the Resident is the person authorized by law to administer executive government in the C and In. Stations. The definition of "Local Govt." in the above Act reproduces the definition given by sec. 2(10) of the General Clauses Act, 1868 (I of 1868) which also had been applied to the Station. All Acts extended to the Station can be applied subject to the

× See Macpherson's List, revised edition page 125

modification that Local Govt." and
"High Court" mean the Residency in
Mysore. The Code of Crim! Procedure
(Act V of 1898), The Post Office Act
(VI of 1898) and the Stamp Act (II of 1899)
which were all extended to the Station
subsequent to the date of the F. D..
notifn extending the General Clauses
Act, X of 1897, were extended subject × see pages 125 to
to the above modifications among 127 of Enclosures
others. I venture to submit List
that it was probably through an
oversight that the necessary modi-
-fications were not inserted in the
F. D. notifn extending the Excise
Act, XII of 1896, to the Station. A
draft notifn prepared by Mr.
Slight, the then Collector, was
forwarded to the Foreign Dept! and
they seem to have adopted it

5. If the view above submitted be
accepted as correct the draft rules
in question cannot be passed until
a Foreign Dept! notifn is issued
conferring on the Hon'ble the Resident
the powers of Chief Revl authority.

Mr Monk
It would
be as well to do
so
8
5/10/11

If there be any doubt on the point this matter may be referred to the Govt of India.

6. The proposed rules being all such as could be made under sec. 65 of the Excise Act; they might be issued under one notifn. But it seems preferable to issue them separately as in the drafts prepared by the Excise Supdt of Excise; for, if any amendment be found to be necessary in future, in any one of the rules, the notifn under which that rule is issued can be modified and republished more easily than when all the rules are issued under one notifn

Licenses for the sale of foreign liquor

7. Subject to approval I have prepared a draft notifn in lieu of the one prepared by the Excise Supdt. It contains all the provisions of his draft but the arrangement is different. I beg to submit for consideration whether it is not necessary to fix the number

and locality of the Refreshment Rooms or Taverns as in the case of arrack and ganja shops. Unless this is done I do not know if purchasers would care to bid for the Taverns. I have therefore inserted in pencil a provision to the effect that the number and locality of the taverns should be fixed by the Collector with the approval of the Hon. the Resident.

When Occasional licenses are granted the licensees cannot remove liquor from the premises, according to Mr. Hindé's draft. If so, what is to become of the surplus liquor remaining unconsumed? The license expires after ten days. Some provision for the disposal of the unconsumed liquor seems to be necessary.

Licenses for the sale of country spirits

8

Subject to approval I have made a few verbal corrections in pencil in Mr. Hindé's draft. Is it not necessary to fix the locality of the arrack shops?

[illegible]

Lay before Mr. Hindé the above remarks with

with respect to the Ganja Licenses.

Licenses for sale of Ganja

9 The locality of the Ganja shops should be fixed (Please see Coorg rule VI (3))

Please see Coorg rule X which permits a ganja vendor whose license has expired to make over his stock to another licensed vendor. A similar provision may be inserted in clause (3) of the Conditions (page 3 of the printed draft) and also in the license form.

Please also see Coorg rule XII. Some provision for the disposal of confiscated ganja seems necessary. In the C & M. Stn confiscated ganja may be (1) destroyed or (2) sent to the Govt depôt, or (3) sold to a licensed vendor. In case of (1) or (2) nothing can be paid to the informant.

I have added a rule (IV) on pencil somewhat similar to the Coorg rule XII

Beer Licenses

10 In rule I of this draft the words "and their locality" may be inserted after "The numbers of such taverns".

Excise Depôt rules

11 These rules seem to be in order. The

word "will" has been used in various
places where "shall" should have been
used.

AHR
8.10.00

I found a great many alterations
& necessary which I have made in
red ink, in order to produce some
sort of uniformity in the forms & rules.

There was no form of licence
for today shops.

Like Ind. Reg. was kindly
drew up a form of licence for today
shops, and a form of licence for
beer houses following on the lines of
the other licence forms. The present
form of licence for beer houses is for
some reason quite different from all
the other forms; and is therefore

but with the same shape.

When this is done have all the rules & forms sent to the Press for proofs on <u>broad margin</u>.

Will take Readers orders on the proofs. Instr. Reg. will be able to explain any things which the Press cannot understand; shd. come back to me if he does not follow any thing.

When this is done, <u>but before the proofs are received</u> (i.e. as soon as they have been sent to Press) will take Readers orders as to

the question of Chief Rev. authority etc.

14 Moreover (through Mercantile reports in my orders on the Collector letter) my notes on the rules required in connection with drugs have not been furnished. Please do so now. A reminder should; and we must send a reminder to the Collector

D 24/X/00

Camp, Bangalore Mysore

15 The draft rules and forms have been sent to the parties as directed File No 266 of 1900 which contains the First Assistant Resident's notes on drugs is herewith submitted as ordered.

AHL 29-10-00.

Please see draft & P.N. above Chief Rev. Authority. Bangalore

D.187 30/10/00

Need ordered reminder to the Bangalore letter in this file

30/X/00.

[illegible] beg to, with [illegible] Resp.
please to my remarks lately made
by omission a letter from the Dist Judge
of the Cons. Dist on same matter
(Opposition) in which he distinctly
said that Resp. is Chief Rev.
Pen Statute of Limitation
D 3d/x/00

17. A draft to the Govt of India,
with a draft notifn, is submitted
for approval, as directed.

18 With regard to the 18th Assistant
Resident's query whether the Accountant
is not the Chief Controlling Revenue
authority for the purposes of the Court-
Fees Act as stated by the District
Judge in his letter No 1790, dated
the 20th October, 1900, I beg to sub-
mit the following:—

For the purposes of the Court-Fees
Act, the Resident is the Chief Controlling

Dl 1 of 7538
(Dupré Probate)
1900

Revenue-Authority, at least, this has been assumed in practice since the time of the rendition. The District Judge's communication is with reference ~~that~~ to a matter that has arisen under the said Act.

16 The Court-Fees Act (VII of 1870) was introduced into Mysore in 1870 by a notifn of the Govt of India, when that Province came under British administration. The Chief Commissioner of Mysore was also the Chief controlling Revenue-authority. By F. D. Notifn No 126 C. P., dated the 28th April 1881, all laws, regulations and rules which were in force in ~~the territories of Mysore~~ including in the C. and M. Station of Bangalore, were continued in force even after the ~~re~~ rendition and the Resident was invested with all the powers which, before the rendition, ~~were~~ had been conferred on the Chief Commr by those laws and regulations.

× No 94 dated the 17th June 1901 (See copy below · Flagged X)

p. 128 of Macpherson's List

~~The Court-Fees Act, VII of 1870, was~~ was introduced by a Notification, ~~XVII of 1875~~

(Continuation of Note or Precis).

21 In 1883 a ~~former~~ list of all the Acts in force in the Station was made and they were formally extended by F. D. Notifn No. 2252-I., dated the 7th August 1883. The modifications subject to which the Acts were extended are given in this list. The Court-Fees Act, VII of 1870, is one of the Acts included in the list. But in the modifications subject to which it was extended there was no reference to the expression Chief Controlling Revenue-authority which occurs in sec. 23 of the Act

p. 1 of the printed list flagged A

6 of do.

22 The Court-Fees Act, VII of 1870, was amended by section 6 of Act, XIII of 1875 (Probates and Administration Act). The amendment consisted in inserting an whole chapter, III A, in the Court-Fees Act, and it deals with the refund of stamp duties &c on Probates and Letters of Administration. The amendment was extended to the Station by F. D. Notifn No. 3492-I., dated the 29th July 1887, with retrospective effect from April of that year. No mention is made in this notifn as to who should exercise the powers conferred on the Chief Controlling Revenue-Authority by chapter III A. It

2 of F. 401/87

will be seen from the draft notes (Sl. 1/A of 7 401/'87) that office did suggest the substitution of the words "Resident in Mysore" for the words "Chief Controlling Revenue-authority", but that this modification was omitted by order of Sir Dennis Fitzpatrick, the then Resident. The reasons for the omission are contained in his remarks on reverse of Sl. 1/A of that file

23 The reasons given by Sir Dennis Fitzpatrick would not, it is respectfully submitted, apply to the present case. For, Excise Act, XXII of 1881, which was in force in the Station until it was superseded by Act XII of 1896, had been extended to the Station subject to the modification that Local Govt. and Chief Controlling Revenue authority should mean the Resident in Mysore. There was therefore no valid reason for omitting a similar modification when extending Act XII of 1896.

See page 13 of the printed list of flags & A.

AHS
1.11.00

Rd. Although the revised system of Excise introduced by the Govt. has now been in force for nearly 2 years, it has not yet been found possible to shape

of rules under the Excise Act, and it cannot therefore be legally enforced in the Courts in certain matters. The Excise Dept. has submitted a draft scheme of rules, which I have corrected, chiefly in grammar + drafting, with the help of the Asst. Regr., and sent to the Press. When proofs are received, they will be submitted to Resd.

Meanwhile the question arises as to the authority under which the rules are to be made. They can all be made under Sec 5 Excise Act XII of 1896 by the "Chief Revenue Authority". But Asst. Regr. has pointed out in the above note, that, by a mistake of the office when sending up in 1898 a draft notification to the Govt of Bombay the Excise Act of 1896 to

the Clause stipulates a proviso to the effect that reference to 'Local Govt' and 'Chief Rev. Authority' shall be construed as referring to the Resident, who was not included. It is clear that it was intended that Resident should exercise the powers of Local Govt + Chief Rev Authority, because he had done so under the old Excise Act of 1881*. The General Clauses Act does not help us, because 'Chief Rev Authority' is not defined in it, and 'Local Govt' is defined as "the person authorized by law to administer Executive Govt etc" and not Resp. tells me that this means 'by Statute'

* see page 13 of d of facts stated A

We must ultimately therefore look to the Act. to see if there is provision to the contrary effect in the Excise Act now.

(Continuation of Note or Precis).

by Asst Resr himself or a Survey made by me, with regard to the Ct Fees but it has always been assumed that Resr is Chief Rev Authority, though he is not legally so. I should have thought that we might assume that again in the present case, save ourselves the trouble of looking up the reference: But if it be thought safer not to do so

W.H.P. 4/XI/00

I do not understand why the proviso to Rule No 1101 J.A. of 25-4-98 cannot be held to apply for all purposes as far as the Courts are concerned - but I am doubtful whether it was intended that Resrs should exercise the powers of a Chief Resr in matters such as the framing of Rules - which I cannot lay down either but which I am inclined to think

submitted: should be done by the Chief Resr

submitted: and I am inclined to think - the Camp Clerk should give him one also for a copy of Rule XXII of 1897 to file

I return the F.A.R. from the Sign Sheet of this File to accompany

Fair of draft being made

G. H.

4/11

Letter No. 346 F/A dt. 22 Jany 1901. 26
S. 25

from the Foreign Dept. forwarding a copy of a notification giving to the Resident the powers of "Chief Revenue Authority" under the Excise Act.

May be filed, paragraph 3 being noted for future guidance.

28/1 Resdt. will see now in a position to legally promulgate rules embodying the revised system of Excise in the Cis Sts. (Resdt. has had these rules in hand prepared but inexactly three months and the Registrar shd find out as soon what is the reason of delay after the proofs submitted for Resdt's orders as soon as possible.)

30/1/01

31/I/01 Resdt. to see. Rules to be framed in the meantime. Mr. Jones called & looked into when proofs are submitted.

31/I/01

Thank there is nothing which requires, under the present letter, directed to reply for orders.

346 F/A

HELLENTS' OFFICE
N.
2091
Dt 15/9/1894

4

Beresford Lodge
No 1. Lalbagh Road
Bangalore. 13th Sep. 1894

To
The Assistant
To
The Resident
Bangalore

Dear Sir

With reference to my interview with the Resident of the 3rd instant I beg you will be good enough to obtain sanction from Col. Henderson to designate my Beer which I propose dispensing from either grain alone or with sugar, as foreign and to kindly obtain permission to sell it for consumption of it in the Civil & Military limits: this will further my view of addressing the Excise authorities and expedite the establishing of the Brewery inside the Cantonment

Moreover I pray you will be allotted me conditionally four beer Tavern licenses in addition to the thirty two sanctioned twenty eight of which are opened and to exercise the same chariel as has been afforded to others for the vending of their beer.

I use the word conditionally for this reason should my beer be taken by all the present Refreshment

Roman Tavern licensed holders in preference to what they are purchasing now I will ask you to withdraw the rights I am now asking you to afford me

I have the honor to be

Sir

Your most obedient Servant

E. Allorison

Letter dated 13th August 894 from
Mrs E Morrison. Bangalore. asking
for sanction to the Beer he proposes to brew
either from grain alone or with sugar
being deemed to "foreign fermented liquor"
for permission for its being disposed of
within the limits of the Cantonment

No. 2914/275-94
Dated 22 August 1894.

Forwarded to the Collector & D.M.
Cantonment of Bangalore for favour
of any remarks he may wish to
make on the petition of Mrs Morrison

(sd) C.V. Ramachandra Iyer
First Assistant Resident

Bangalore

Buxton Villa
Cossoom Rd. 3rd Ave.
94

Col. P. D. Henderson
The Resident
Bangalore.

Dear Sir

In reference to my application before you for the privilege of selling my beer in the Cantonment which I propose Brewing out. I will feel much obliged if you would kindly confirm my request by letter as Mr. Ricketts the Excise Commissioner

Your obedient servant

Ettore Sisio

M. Moreau appr. des deux Textes (22 art.)
& the Coll. de Remarks

4. 9. 94.

Bangalore 4th September 1824

Sir.

I am directed to reply to your letter dt. 3rd August 1824 received on the 3rd September to the Resident asking for confirmation by letter to your request to sell the beer you propose brewing in Cantonment and to inform you that your application is now before the Collector, and no definite reply can be sent to you on the subject until his reply has been received. ——————

I am at the same time to tell you that the authorized number of beer taverns have been sanctioned for the present official year, and no addition to the number can be made.

I am

Your's truly.

(signed) C. W. Ramsahan.

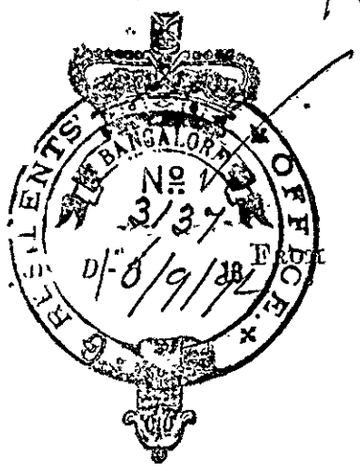
Major

To

E. Morrison Esq.

5

No. 786 Hab: Nbs



OFFICE OF THE COLLECTOR,
CIVIL AND MILITARY STATION.
Bangalore, 5th September = 1894

THE COLLECTOR,
CIVIL AND MILITARY STATION.

To

THE First Assistant to the Resident
in Mysore -

SIR, With reference to your memorandum cover, 2914/275-94 dated the 29th August 1894, forwarding for my remarks a petition dated 13th August 1894 from Mr E Morison asking for certain concessions in regard to his beer, I have the honor to state that the beer proposed to be brewed in the city by the petitioner is apparently Country beer similar to that brewed by the other brewers in the civil and military Stns who manufacture the liquor from barley, hops, sugar or malt - As this beer, which I cannot recommend it to be, is classed as foreign, (which is exempt from duty) and imported into the civil and military stations are lost duty

at 1 anna per gallon -

2. As regards the Extra shops asked for by the petitioner I would point out that Mr Wolseley Smith has the first consideration in the way of such shops, and this cannot be granted until the clause I have suggested in my letter Nov: 534 dated 7th July 1894 is entered in the To-day Contractors agreement otherwise we shall have him (the Contractor) again complaining - Sl. 3 Feb 147 94

3. The petition above referred to is herewith returned -

I have the honor to be
Sir
Your most obedient Servant
Edw. Hewetson
Collector &c &c

Buxton Villa.
Cossom Road. 13th Septr
Bangalore. 1894.

To.

Col. D. W. Henderson
The Resident
Bangalore.

Dear Sir

I learn from Col. Ravenshaw that you object to designate my beer as foreign till a sample is submitted. I had no desire to see my beer exempted from duty although designated as such. as I thought the one anna duty would be exacted from me as recovered by the Madras Government on Mr Leishman's beer when issued from the Brewery.
I will now thank you however to confirm by letter the rights of sale of my Country Beer in the Civil Military station as the Excise Commissioner exacts from me such a written authority before passing my application to establish a Brewery outside the Cantonment limits.

I have, the honour to be
Sir
Your most obedient servant

Ethorisons

Mr Clarke
Pl see comments & be
kind enough to
arrange this in
Broken Drawer - please
Private file no 144
13/9
HB

RESIDENT'S OFFICE.

Serial No.

[DRAFT]—For approval.

No. 3229 / 2751·94

Dated 15 September 1894.

To

E. Morison Esqr.,
Buxton Villa,
Oossoor Road,
Bangalore

Sir,

I am directed to acknowledge the receipt of your letter of the 13th instant asking for an authoritative letter giving you the right to sell your Country Beer in the Civil and Military station.

S. L.

licence to sell country beer is called
2. ~~Your request is not very clear. It is~~
shops are [illegible] by the Collector who also
~~not understood how you intend selling your beer~~
grants permit for sale in certain places situated
~~in the Civil and Military station. To do so you~~
in certain localities. The sale [illegible]
~~must obtain a licence from the Collector in the~~
of [illegible] shops for sale of country beer
~~station but as the Resident has decided that~~
has already been distributed for the current
~~no more Beer shops can be established in the~~
year & no addition can be made to their
~~station the Collector will not be able to issue~~
number [illegible] unless you can
~~the necessary licence.~~
arrange [illegible] beer are ordered
3. If the [illegible] shops. number of shops [illegible]
~~I am to request that you will~~
of a licence to sell beer is out of place
the [illegible]:
3 The Collector [illegible] being

Instructions enclosing in the matter.

~~Please yourself in communication with the~~
I am to request that you refer
~~Collector direct and obtain from him any~~
& from direct to any further
~~further information you may require on the~~
enclosed in every respect as
~~subject~~
to rates.

I have &c.

Lt. Scott Reed
Major.

H.L. 14-9-96

11. Spencer Road. 8
Cleveland Town.
Bangalore 15th April 1895.

To. Lee. Warner Esq.
The Resident
Bangalore.

Sir

I have the honor to inform you that I applied to the late Resident Col. Henderson regarding the granting me of a license for Brewing Beer in the civil & military cantonment. At my interview with Col. Henderson he pointed out that arrangements having been already made in the distribution of shops for the sale of beer amongst the existing four licensed Brewers he advised me to wait for the next official year when I might obtain a licence for Brewing and be placed on the same footing as others as regards patronage of shops as an outlet for my manufacture Col Henderson also stated that he was averse to allowing further shops being opened but was open to an equal distribution of the existing number being made in lieu of the present licensed Brewers monopolizing the trade As it is in contemplation now I hear of making

fair distribution of the shops I beg I may be granted a license for brewing in the civil & military stations and be placed on the same footing with others as regards the shops.

I have, the honor to be
Sir
Your most obedient servant
E. Morrison

RESIDENT'S OFFICE.

Serial No. 9

[DRAFT].—For approval.

No. 1641 Exc 1.

Dated 14th May 1895.

To The CM.

Sir

I am directed to forward for your information a copy of an application for Mr Davison for a license to open a brewery. I am to state that the Resr is opposed to any increase of the present No of breweries which he considers already excessive, & I am to suggest that you inform the applicant that his application has been submitted to you & that you are unable to grant the license required by S. 5 Act XXII. 1881. The Resr will be glad to see copies of the licenses issued by you for existing breweries.

2 I am to take this opportunity to request that you will at your leisure consider whether any rules under S. 8 as amended in 1890 are needed. The Resr ~~is of opinion that power should be taken under S. 8 of~~ that Section to require his own confirmation to the grant of any licence by you for a brewery.

P. T. C

No 1642 | 14th May 1895

E. Hanson Esq

Sir

In reply to your letter of April 15. I am directed to state that under Sec. act XXII. 1881 the Collectors license is necessary before you can work or possess a Brewery, & the Rent regrets that he cannot advise the C.M. to give a license since he considers that the No of breweries is already in excess of requirements. Your application has been forwarded to the Chairman for disposal accordingly.

2 I am to add that C.A. Henderson has kept on record his statement of his views in regard to your application, & the present Rent must deal with it on its own merits & according to his own ~~discretion~~ sense of public requirements

I have

14

No. 1182 Eu 1

14.10.96.

OFFICE OF THE Collector,
CIVIL AND MILITARY STATION, BANGALORE.
Dated 14th October 1896.

FROM

L. E. Buckley ESQ., I.C.S.,
~~Offg. Collector,~~
CIVIL AND MILITARY STATION,
BANGALORE.

4386
1.19.10.96.

To

THE FIRST ASSISTANT TO THE RESIDENT
IN MYSORE.

SIR,

I have the honor to acknowledge the receipt of your letter No. 1641 dated the 14th May 1895 and subsequent reminders in which you enquire whether any rules under section 8 of the Excise Act are required for the Civil and Military station, and ask for a copy of the form of brewery licence issued by the Collector.

A.9
2.10.96

2. In reply, I beg to inform you that I consider that rules under Section 8 of the Act are undoubtedly needed and should be framed. I beg at the same time to refer you to the rules issued by the Madras Government on the subject which will be found published on pages 94-95 of the Fort St. George gazette dated 7th February 1888, Part I, and to enquire whether the Resident would approve

275/94

approve of them mutatis mutandis. I enclose a copy of the license form asked for.

I have the honor to be,

Sir,

your most obedient servant,

W. Andrews 14/1,

Offg Collector.

Form No. 11.

Form of License for the Manufacture and Wholesale-Vend of Beer in the Civil and Military Station of Bangalore.

Registered No. of License

Name of Brewer.

Locality of the Brewery.

I Collector and Superintendent of Excise Revenue, Civil Military Station of Bangalore, being duly authorized by the Resident in Mysore in consideration of the payment of a fee of rupees fifty, hereby license

to establish a manufactory during the official year ending 31st March 189 , in the Civil and Military Station of Bangalore for the manufacture of beer, and to sell the same by wholesale during the same period on the following conditions; the infraction of any of which shall involve forfeiture of the license and the penalties provided in the Excise Act. The offence of adulteration of any beer manufactured under this license will be further subject to punishment under the provisions of the Penal Code.

Condition of License.

I. The Brewery shall be worked only between sun-rise and sun-set, and shall be epen to the Government Excise Officers for inspection at any time.

II. No deleterious drugs or ingredients shall be mixed with the materials from which the beer is brewed, nor shall any such drugs be stored near the Brewery.

III. The beer shall not be removed from the Brewery except under a pass for each and every quantity so removed previously obtained from the Collector and Superintendent of Excise Revenue, Civil and Military Station of Bangalore, and shall be then removed by licensed-vendors only on payment of the prescribed duty of Rs. 3—6—0 per hogs-head or anna one per gallon.

IV. No beer containing more than eight per cent of alcohal shall be manufactured or sold under this license.

V. The license-holder shall keep correct accounts showing the materials used in the manufacture of beer, and the quantity and quality of the beer brewed and issued by him.

VI. These accounts shall be at all times open to the inspection of the Collector and Superintendent of Excise Revenue, Civil and Military Station of Bangalore, or other officer who may be deputed by him for the purpose of such inspection.

VII. This license shall be produced at any time when demanded by a competent public servant.

VIII. The Brewery shall not be removed from the locality named herein without the sanction thereto of the Collector and Superintendent of Excise Revenue, Civil and Military Station of Bangalore, duly and regularly obtained.

IX. The said shall not manufacture or sell any fermented liquor other than that specified in this license.

X. The said shall not sell beer under this license in any less quantity than 54 gallons.

GIVEN under my hand and seal this day of in the year 189 , at

Collector & Superintendent of Excise Revenue,
Civil and Military Station of Bangalore.

Residency Press, Bangalore.—1-12-94.—30.

RESIDENT'S OFFICE.

Serial No.

File No.

[DRAFT].—For approval.

Dated 11th Nov 1896.

No. 4052

To

The Collector, Lt Mr Station
of Bangalore

Sir,

With reference to your letter No.
D. 14 1182 dated the 14th ultimo, suggesting that
under sec: 8 of the Excise Act ~~XXII~~ of 1881
rules may be issued for the supervision
of breweries in the Lt Mr Station similar
to those in force in the Madras Presidency,
I am directed to state that the Resident
does not see the necessity at present of
any rules except those involved in
the terms of the license now granted for
the manufacture & wholesale vend
thereof in the Station.

I have, etc,

[illegible] 7-11
Asst Mr Resident

A.S 5-11-96. [illegible]

RESIDENT'S OFFICE.

Serial No. 16

File No.

[DRAFT].—For approval.

Dated 20 Nov 1896.

No. 4203

To The Collector, Coast Station of Bongalore

Sir,

I am directed to enquire whether you consider it necessary to have the Excise Act XII of 1896 applied to the Coast Station of Bongalore - If so, I am to ask you to be so good as to state what modifications you propose.

I have, etc,

[illegible] 18-11
First Asst Resident

Asst.
17-11-96.

RESIDENT'S OFFICE.

Serial No.

[DRAFT].—For approval.

No. 854

Dated 21—2— 189 8

To

The Collector, Coorg District
of Mangalore

Sir

I am directed to invite attention to this office letter No. 4203 dated the 20th December 1896 & the many subsequent reminders regarding the extension of the provisions of the Excise Act XII of 1896 to the Station of Mangalore, & to request the favour of a very early reply.

2. As the extension of this Act is considered desirable, I am to ask you to be so good as to submit a draft notification for the Resident's consideration, if necessary in consultation with Mr. Hawkins

I have etc,

[signature] 18/2

First Asst to Resident

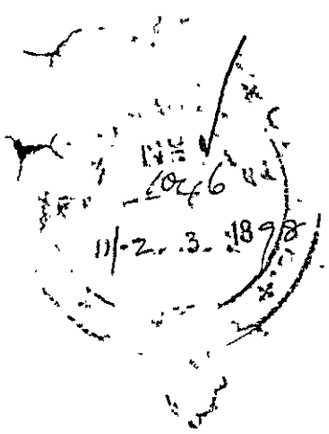
P. 16

R 17 & 18
No. 1506 of 16th April 1897
3329 of 13th Augt 1897

FC
17-2-98. [signature]

No. 446
Ans 1.

OFFICE OF THE COLLECTOR,
CIVIL AND MILITARY STATION, BANGALORE.
Dated 28th February 1898.



446 1/3

FROM

A. M. SLIGHT ESQ., I. C. S.,
COLLECTOR, CIVIL AND MILITARY STATION,
BANGALORE.

To

THE FIRST ASSISTANT TO THE RESIDENT
IN MYSORE.

SIR,

Referring to Your letter dated the 20th November 1896, No: 4,203 and also D 10.
letter dated the 21st instant, No: 854, regarding the extension of the D 1
provisions of the Excise Act XII of 1896 to the Civil and Military Stations, I have the honor to report that on a comparison of Act XII of 1896 with the Excise Act of 1881 and with the existing rules on the subject, I think it is desirable that the former should be made

applicable

applicable to the Civil and Military Station of Bangalore.

I enclose herewith, for the Resident's approval, a draft notification on the subject.

I have the honor to be
Sir,
Your most ob.t Sv.t Servant,

Collector

D. Sm

Draft Notification

vide p. 22

In exercise of the powers conferred by section 4 & 5 of the Foreign Jurisdiction and Extradition Act XXI of 1879 and of all other powers enabling him in this behalf, the Governor-General in Council is pleased to apply to the C.M.S. Bangalore the provisions ~~of the Excise Act XII of 1896 as amended from time to time~~ to the Court and ~~Military Station of Bangalore~~ so far as they may be suitable. Provided that for the purpose of facilitating the application of the ~~Excise Act~~ provision of the ~~enactment hereby~~ applied, any Court in the said ~~Civil and Military~~ station may construe them with such alterations, not affecting the substance, as may be necessary or proper to adapt them to the matter before the Court.

———

RESIDENT'S OFFICE.

T

Serial No.

[DRAFT].—For approval.

No. 1323 Encl.

Dated 14th March 1898. To The Secretary to the Govt of India,
Foreign Department

Sir,

As it is ~~very~~ desirable to extend the provisions of the Excise Act to XII of 1896, to the Cantonment of Bangalore I have the honor to recommend that this may be done.

2. In enclosing for the approval of the Govt of India a draft notification I would ~~solicit~~ invite early action may be taken in the matter that the steps to complete the revision of our Cantonment Laws may be taken.

I have etc.,

Resident

AS.
8-3-98.

Div. 275
9 4

No. 1105 I/A.

2168
12.5.98

A copy of the foregoing notification is forwarded to the Resident in Mysore for information, with reference to his letter No. 1323, dated the 14th March 1898.

By order, &c.,

S. F. Bayley.

Assistant Secy. to the Govt. of India.

FOREIGN DEPARTMENT,
SIMLA;
The 25th April 1898.

G. C. Press, Simla.—No. 53 F. D.—15-4-98.—1,000.

275
9/4

(Copy.)

No. 1104 I/A. 22/a

Cancelled vide N 97(a)

GOVERNMENT OF INDIA.

FOREIGN DEPARTMENT.

Simla, the 25th *April* 1898.

NOTIFICATION.

In exercise of the powers conferred by sections 4 and 5 of the Foreign Jurisdiction and Extradition Act 1879 (XXI of 1879), and of all other powers enabling him in this behalf, the Governor General in Council is pleased to apply to the Civil and Military Station of Bangalore, the provisions, so far as they may be suitable, of the Excise Act, 1896 (XII of 1896).

Provided that, for the purpose of facilitating the application of the provisions of the said Act as so applied, any Court in the said Station may construe them with such alterations, not affecting the substance, as may be necessary or proper to adapt them to the matter before the Court.

Sd/ W. J. Cunningham,
Secretary to the Government of India.

RESIDENT'S OFFICE:

Serial No. 23

File No. 275
95

[DRAFT].—For approval.

No. 2308

Dated 6 January 1898.

To

Rec 15.1.22

Copy entered Foreign Dept Register
N. 1104. 9-A 25: April 1898

Copy forwarded to the Collector, Co
in Chittagong, for information,
with reference to his Letter N. 446 dated
the 28: February 1898.

L 20

for 4-5

First Asstt Resident

N. M.
3-5-98.

N.L.

Letter may be
to N. Bonerjee

RESIDENT'S OFFICE, BANGALORE.
Register No. 4965
Date of Receipt 10.9.00
File No. 125
OFFICE OF THE COLLECTOR,
CIVIL AND MILITARY STATION, BANGALORE.

24

No. 2360 Enclosing
& Draft Notifications -

Dated 6th September 1900.

From

L. T. HARRIS ESQ., I. C. S.,
COLLECTOR, CIVIL AND MILITARY STATION,
BANGALORE.

To

THE CHIEF SECRETARY TO THE HONORABLE THE RESIDENT IN MYSORE.

Sir,

With reference to paragraph 4 of your letter No. 1008 dated 28th February 1900, and subsequent reminders on the subject, I have the honor herewith to forward for consideration and approval of the Honorable the Resident, the draft notifications and rules prepared by the Excise Superintendent, Mr. Hyde under the Excise Act, together with a copy of this letter No. 632 dated

31st August 1900 on the Subject.

I have the honour to be,

Sir,

Your most obedient Servant,

L Myers

Secretor.

Letter No. 632 dated 31st August 1900 from the Superintendent of Excise, C. & M. Station, to the Collector, Civil and Military Station, Bangalore.

With reference to your letter No. 346 dated 2nd June 1900, I have the honour to enclose draft Notifications and rules under all heads of Excise clearly prescribing the conditions and rules under which all description of liquor Shops, hotels, and Boarding houses in the Civil and Military Station are licensed to sell liquor, the forms of licences and accounts prescribed to be maintained therein.

Draft notifications and rules are also submitted prescribing the conditions under which the Ganja Shops are licensed, and draft rules for the management and supervision of the Arrack and Ganja depots, all the above

are

on the lines laid down by the Government of India and clearly describe the present revised System of Excise.

I have been unable to submit these draft rules before as fresh questions have up to quite recently been constantly arising especially as regards the Arrack and Toddy Depôt which, when decided, required alteration of the rules.

I have not yet been able to complete draft rules for the supervision of Breweries as like has been the case with the Arrack Depôt fresh questions for decisions will constantly arise until I have got the same in thorough working order. I shall, however, submit same as early a date as possible.

"Copy"

L. Moore

Collector.

The Honorable the Resident in Mysore.

Notification

No. In exercise of the powers conferred by Sections 3 (2) and 65 of the Excise Act 1896 (XII of 1896) as applied to the Civil and Military Station of Bangalore the Hon'ble the Resident in Mysore is pleased to make the following rules in supersession of all previous rules for the grant of licenses for the sale of foreign liquors as required by Section 22 of the Act.

The term foreign liquors in these rules includes all wines, spirits and beer imported from foreign territories by sea or land, all coloured and flavoured spirits manufactured in Malabar and excised at the tariff rates of import duty, and country brewed beer imported in a condensed form and afterwards converted into potable beer and duly excised and ~~Lab~~ double distilled spirits manufactured at and imported from Bangalore distillery duly excised, but excludes methylated spirits, and ordinary arrack, and plain rectified spirits manufactured in the country and excised at tariff rates.

Note

I As it is not clear in the existing definitions of foreign liquors in the licenses that double distilled spirits manufactured in Bangalore Distillery are to be treated as foreign liquors I have included the same in the above Draft definition. These spirits have always been classed as Foreign Spirits though excised, according

the Distillers contract at the same rate as country spirits viz Rs5-15-0 per gallon of proof strength as compared with Rs6-0-0 for other foreign spirits.

If this draft definition of "foreign liquor" is approved the attached draft notifications will have to be altered accordingly wherever the term "foreign liquor" is defined.

MM Linde
31/8/20

II. Licenses for the sale of foreign liquor shall be of the following descriptions.

1. Refreshment room or Tavern licenses for the sale of foreign liquor to be consumed on the premises.
The right of sale in each of these Taverns shall be sold by auction.
The period for which a Tavern shall be granted shall be the period from the 1st April in any one year to the 31st March following. Provided that with the approval of the Honble the Resident a ~~Refreshment room~~ Tavern may be granted for a period extending to the 31st March of the second or third year succeeding the date of the grant. For further particulars see page 6.

2. Wholesale licenses for the sale of Foreign liquor not to be drunk on the premises to licensed dealers only.
There will be of two classes at annual fees of Rs 100 or Rs 50, as may in each case be determined by the Collector.
Under these licenses sale of liquor in quantities less than two imperial gallons or a dozen reputed quart bottles or two dozen reputed pint bottles. is prohibited unless the licensee also holds a sample license when he may issue samples of liquor in quantities not exceeding one pint.

3. Opening or sampling licenses which may be issued at the discretion of the Collector to holders of wholesale licenses on payment of an annual fee of Rs 25. Under these licenses the issue of any sample of liquor that exceeds one reputed pint is prohibited.

4. Shop licenses for the retail sale of foreign liquor not to be consumed on the premises. at the discretion of the Collector These will be issued on payment of an annual fee of Rs 50. Should any licensee however sell over 500 gallons of liquor in one year he shall at once pay an additional fee of Rs 50 or the license will be cancelled by the Collector. All liquor kept for sale or sold under these licenses shall be contained in receptacles sealed or capsuled unless the licensee also possesses a bottle license.

5. Jug and bottle license for sale by retail of foreign liquor including beer in less quantities than one reputed quart not to be consumed on the premises.
These licenses will be issued at the discretion of the Collector to holders of shop licenses for sale of liquor not

not
to be consumed on the premises on an annual fee of Rs25.

6. Shop licenses for sale of beer on draught not to be consumed on the premises.— These will be issued at the discretion of the Collector on payment of an annual fee of Rs50.

7. Hotel licenses for the supply of foreign liquor to residents in hotels and boarding houses.— These will be issued at the discretion of the Collector, and will be of two classes at annual fees of Rs100 or Rs50 as may in each case be determined by the Collector. No liquor may be sold under these licenses otherwise than to residents in hotels and boarding houses for their own use and that of their guests, or to casual visitors requiring liquor with the meal or meals supplied to them.

8. Occasional licenses, ~~no fee will be~~ mm ~~issued~~ such as licenses for the sale at refreshment stalls in connection with race meetings bazaars and public entertainments. These will be granted at the discretion of the Collector for periods not exceeding 10 days at one time and at such fees not exceeding Rs100 on each occasion as he may determine. No removal of liquor from the premises will be

be allowed under these licenses. They will be issued in manuscript and will be so drafted as to suit the requirements of each case.

9. Licenses to chemists and druggists for the sale of pure rectified spirits. These will be issued at the discretion of the Collector to chemists and druggists on payment of an annual fee of Rs 10. The licensee shall not possess pure rectified spirits in excess of ten imperial gallons unless specially authorised by the Hon'ble the Resident, such spirits shall only be sold for bona fide medical, industrial and scientific purposes, and the licensee is prohibited from selling more than one reputed pint to a private individual and two reputed quarts in the case of sale to a Chemist, medical practitioner or scientific body, and three imperial gallons to any Government Local Fund or Municipal Hospital.

10. Special licenses will also be granted by the Collector under the orders of the Hon'ble the Resident when the circumstances are such as not to allow of the issue of licences of any of the above descriptions, on such terms and conditions and for such periods as he may on each occasion determine.

All forms of account required to be maintained by licensees of shops, must be paid for by them and will be supplied to them by the Superintendent of Excise on payment of the price of same. The prices of these forms of account will be fixed by the Collector and shall be as near the cost price as possible.

6

IX. Conditions of sale of Refreshment rooms in the Town of Bangalore for which a Bond Form of account has not been executed.

THE RESIDENT IN MYSORE.

Notification.

No. 938, dated Bangalore, the 27th February 1900.

Notice is hereby given that the right of selling Foreign liquors in each of the 13 Foreign Refreshment rooms or Taverns in the Civil and Military Station of Bangalore, specified in the subjoined schedule, for the year beginning 1st April 1900 and ending with 31st March 1901 will be put up to public auction at the upset prices, noted against each shop. The sale will be conducted by the Collector or by an officer specially deputed with the sanction of the Resident for this purpose in the Mayo Hall at 12 noon on Thursday the 15th March 1900.

II. Each bidder at the auction will deposit the sum of Rs. 50 previous to bidding. The shops will, subject to the provisions of the next succeeding clause, be knocked down to the highest bidder above the upset price, subject to formal confirmation by the Collector. Such formal confirmation will, unless revised by the Resident for special reasons, be tantamount to an acceptance of the bid and will be necessary whether the sale be held by the Collector himself or by any other officer deputed as mentioned in clause I. Parties intending to bid must attend either in person or by duly accredited agents.

III. It will be within the discretion of the officer conducting the sale to decline to accept any bid or deposit if, for any sufficient reason, he considers such acceptance to be undesirable.

IV. As soon as the auction is completed, the deposits made by the unsuccessful bidders will be returned to them on application. As the auction proceeds, the person whose bid is accepted for each shop shall at once deposit a sum equal to half a month's rent for that shop in addition to the deposit required under clause II. Should he fail to do this, the deposit made by him under clause II shall be forfeited, the shop will at once be put up again for sale on the above conditions, and he will be debarred from bidding again for the same or any other shop.

V. Persons to whom shops have been knocked down, and who have made deposits as provided in clause IV shall also, within seven days from the date of auction, deposit such further sum as with the former deposits, will make up an amount equal to two months' rent of each shop knocked down to them and shall execute the necessary engagements to take out licenses on the conditions hereinafter set forth.

VI. If on enquiry subsequent to sale, but before final confirmation thereof, the purchaser shall be found to be of doubtful solvency, he may be required to deposit twice the amount prescribed under clause V supra, or to provide two sureties to execute a security bond for the due payment of all moneys that may become due by him under the terms of the contract. All expenses attendant upon this proceeding shall be borne by the renter.

VII. On the failure of any person to make deposit under clause V or to execute engagements and take out licenses as aforesaid, or to comply, if required to do so, with the requisition under clause VI supra, the deposits made under clauses II and IV will be forfeited and the shop or shops re-sold or otherwise disposed of at the discretion of the Collector.

VIII. Re-sales effected under clause VII will be at the risk of the defaulting bidder, who will forfeit any gain that may ensue owing to a rise in price and, in the event of loss by re-sale, will make good the deficiency that may be occasioned through his default. In the latter case the forfeited deposits will be deducted from the loss arising from the re-sale and the remainder, if any, will

be recovered from the bidder in the same manner as if it were an arrear of land revenue. Should, however, the forfeited deposits be greater than the loss by re-sale, the whole of such deposits will be credited to Government. The defaulting bidder will be similarly liable if the privilege be disposed of otherwise than by re-sale and such disposal results in loss to Government.

8 ~~IX.~~ A purchaser at an auction sale or re-sale shall not be permitted to sell, transfer, or sub-rent the right he has acquired or any interest therein without the consent of the Collector, which for any adequate reason may be withheld. Nor shall he appoint any person to act as his agent in the management of the shop without the Collector's previous approval.

9 ~~X.~~ The purchaser of the shop is liable to the penalties prescribed for breaches of the conditions set forth below, though a formal license may not have been issued to him.

CONDITIONS.

1. The privilege conferred extends only to the sale of Foreign liquor to be consumed on the premises.

The term "Foreign Liquor" includes all wines, spirits and beer imported from foreign territories by sea or land, all coloured or flavoured spirits manufactured in the country and cocoanut toddy arrack manufactured in Malabar and excised at the tariff rates of import duty, and country brewed beer or beer imported in a condensed form and afterwards converted into potable beer and duly excised, but excludes methylated spirits and ordinary arrack and plain rectified spirits manufactured in the country and excised at the tariff rates.

The amount for which the privilege above described has been purchased shall be payable into the Resident's Treasury in equal monthly instalments due on or before the 20th of each month commencing from April 1900. If the deposit made by the licensee under clause V in the sale notification be in cash it will be taken in payment of the instalments due on the last two months of the period of the rent. Failing payment by the 20th of the month, the Collector shall at once proceed to recover the arrears together with interest at 6%, under the rules in force for the collection of land revenue. If the instalment has not been paid by the 5th of the following month the Collector may suspend or cancel the license and issue notice of resale and may resell the license on the day fixed with effect from the date of its issue to the new purchaser. In that case the deposit will be forfeited, and if it should fall short of the arrears due and the loss, if any, caused by the suspension or resale, the original licensee will be responsible for the difference which will be recovered under the rules in force for the collection of land revenue. If the Collector does not resell the shop he may make other arrangements as may appear advisable for the remainder of the lease, in which case he shall serve a notice upon the defaulting licensee informing him of the arrangements made No remission or abatement of the rent shall, on any account whatever be claimable by the licensee.

The licensee may purchase liquor from any licensed vendor of foreign liquor but he shall not remove the labels from the receptacles in which the liquor is received. Every receptacle containing spirits manufactured and flavoured, coloured or compounded in India and received into or kept for sale at the licensees tavern shall be conspicuously labelled or branded with the words "spirit manufactured in India." All liquors imported in bulk and bottled in the Madras Presidency, the Civil and Military Station of Bangalore, and the Mysore State received into or kept for sale at his shop shall bear a printed label showing clearly the country of manufacture, the name of the bottler as entered in his license and the place of bottling.

5. The licensee of every tavern shall pay a registration fee of Rs. 100 to the credit of the Assigned Tract into the Resident's Treasury, as may be ordered by the Resident in one instalment payable in advance and the licensee shall also pay in the same manner a license fee of Rs. 2 per hogshead on all beer sold in excess of 7½ hogshead a month.

6. The licensee shall place the license granted to him in a conspicuous place in the tavern which shall be located in a building to be approved of by the Collector but not in the same premises with a depot or shop for the sale of arrack, or toddy. The room used for the tavern shall always be separate from the tavern keepers dwelling house. The tavern shall have only one door which shall face the street and there shall be no windows or other openings to the rear or ends of the building.

7. The licensee shall fix in a conspicuous part of the front of his tavern a sign board on which his name, the liquor he is licensed to sell and the number of his license shall be legibly inscribed in the vernacular language of the locality in which the shop is situated.

8. The licensee shall maintain an adequate supply of liquor to meet all ordinary demands.

9. The licensee shall prevent all drunkenness or disorder or gaming within his tavern. Persons suffering from leprosy or other contagious diseases shall not be employed in selling or transporting liquor. The licensee shall not harbour robbers, thieves or riotous persons but shall give information to the nearest Magistrate or Police Officer as to any such persons who may resort to his shop. No person shall be harboured in his shop during the night.

10. The licensee shall not receive any grain, jewels, goods, wearing apparel, or other article in barter or pawn for liquor, neither shall any credit be given. Payment for liquor shall be made in ready money only at the time of sale.

11. The licensee shall not allow any quantity of liquor however small to be conveyed from the premises on any account whatever.

12. The licensee shall not open his shop before sunrise nor keep it open after 9 P. M., except on special permit to be obtained from the Collector or from the Superintendent of Excise.

13. The licensee shall not sell nor give any liquor to any European non-commissioned officer, private soldier or to any European or Eurasian camp follower or to any member of the families of any of the aforesaid persons, nor to any sepoy, member of the police or excise department or servant of a railway company whilst on duty nor to any European vagrant under escort of the Police nor to any child under twelve years of age. Neither shall he sell liquor to any one person in large quantities but only for refreshment to be drunk on the premises.

14. The licensee shall not permit prostitutes or persons of notoriously bad character to meet or remain in the shop, neither shall he harbour or conceal soldiers knowing or having reason to believe such to be deserters.

15. The Collector may direct that the tavern shall be temporarily closed on the grounds of police administration or expediency. No remission or compensation shall be claimed if it is found necessary to enforce this clause.

16 The licensee shall keep a true account in ink showing the quantity and description of the liquor obtained for the purpose of sale, the source of supply and the quantity sold. Such accounts shall be in the form as may be prescribed by the Resident and such account shall be produced for the inspection of the Collector, or any officer appointed by him for the purpose, or any Excise officer, or any Police officer not

below the rank of Inspector. The permits, if any with which the liquor is received at the tavern shall be carefully and regularly filed therein and similarly produced for inspection. The licensee shall furnish such other returns and information as may from time to time be required by the Collector.

17. The licensee shall not keep or sell plain rectified spirits neither shall he rectify spirits by purifying, colouring, flavouring or mixing any material therewith. Neither shall he adulterate his liquor in any manner whatever. All liquor sold or kept for sale must be of good quality. All country brewed beer sold or kept for sale must be of such quality as shall be approved of by the Resident. The licensee shall not keep or sell liquor at any other place than that specified in the license. No country spirits or toddy or any other liquor than that to which the license relates shall be kept or sold in the building covered by this license.

18. In case of any breach of the conditions of the license, either by the licensee, or any person in his employment, it shall be competent for the Collector to impose upon the licensee, a fine not exceeding Rs. 10 for every such breach of such conditions, or to declare the money deposited with him forfeited and to cancel and resell the license at the risk of the licensee, and all loss caused thereby shall be made good by the licensee. When a license is cancelled the rent for the whole period shall become due at once and it shall be recovered as if it were an arrear of land revenue.

19. The imposition of a fine, or the forfeiture of deposit, or the cancellation of the license under the last preceding section shall not be held to prevent the prosecution of the licensee or any of his servants for any offence which may be committed against the Excise Laws or rules in force.

20. If it comes to the knowledge of the Collector that the licensee fails to open his shop or to carry on his business with due care and attention or that he has been convicted of an offence under the Indian Penal Code, or under the Excise Laws or Rules it shall be lawful for the Collector to cancel the license and to resell or otherwise dispose of the privilege at the risk of the licensee.

21. The licensee shall not have any pecuniary dealings of any kind whatever with any of the Excise or Revenue officials.

22. The licensee shall not sell, transfer, or sub rent the privileges conferred by this license or any interest therein without the consent of the Collector, which for adequate reason may be withheld. Nor shall he appoint any person to act as his agent in the management of the shop without the Collector's previous approval.

23. The licensee shall be bound by any additional rules as may be prescribed under the Excise Law now in force, or which may hereafter be enacted, and shall on requisition by the Collector, or by any officer duly authorised by the Collector, deliver up this license for amendment or for the issue of a fresh license accordingly.

~~"By Order,"~~

~~H. R. C. DOBBS,~~

~~*First Assistant to the Resident.*~~

10 Ex 03

Form A

Refreshment Room or Tavern License

——: (o) :——

I Collector of the Civil and Military Station, Bangalore, under the provisions of the Excise Act, hereby license you to keep a Refreshment Room or Tavern in the premises specified in the accompanying schedule, subject to the following conditions and stipulations to be observed by you the said

from the 1st day of April 190 to the 31st day of March 190

CONDITIONS.

1. The privilege conferred by this license extends only to the sale of foreign liquor or beer consumed on the premises.

2. The term "Foreign Liquor" includes all wines, spirits, and beer imported from foreign territories by sea or land, all coloured or flavoured spirits manufactured in the country, and cocoanut toddy arrack manufactured in Malabar and excised at the tariff rates of import duty and country brewed beer or beer imported in a condensed form and afterwards converted into potable beer and duly excised, but excludes methylated spirits, and ordinary arrack, and plain rectified spirits manufactured in the country and excised at the tariff rates.

3. The amount for which the privileges above described have been purchased shall be payable into the Resident's Treasury in equal monthly instalments, due on or before the 20th of each month commencing from the 1st April 1900.

If the deposit made by you under clause 4 of the Sale Notification, be in cash, it will be taken in payment of the instalments due on the last two months of the period of the rent. Failing payment by the 20th of the month, the Collector shall at once proceed to recover the arrears together with interest at 6%, under the rules in force for the collection of land revenue. If the instalment has not been paid by the 5th of the following month, the Collector may suspend or cancel the license and issue notice of re-sale and may re-sell the license on the day fixed with effect from the date of its issue to the new purchaser. In that case the deposit will be forfeited and if it should fall short of the arrears due, and the loss, if any, caused by the suspension or re-sale, you will be responsible for the difference which will be recovered under the rules in force for the collection of land revenue. If the Collector does not re-sell the shop, he may make other arrangements as may appear advisable for the remainder of the lease, in which case he shall serve a notice upon you informing you of the nature of the arrangement made.

No remission or abatement of the rent shall, on any account whatever, be claimable by you.

You shall purchase liquor from any licensed vendor of foreign liquor but you shall not remove the labels from the receptacles in which the liquor is received. Every receptacle containing spirits manufactured and flavoured, coloured or compounded in India, and received into or kept for sale at your tavern shall be conspicuously labelled or branded with the words "spirits manufactured in India." All liquors imported in bulk and bottled in the Madras Presidency, the Civil and Military Station of Bangalore and the Mysore State received into or kept for sale at your shop shall bear a printed label showing clearly the country of manufacture, the name of the bottler as entered in his license and the place of bottling.

5. You shall pay a registration fee of Rs. 100 to the credit of the Assigned Tract into the Resident's Treasury, ~~as may be ordered by the Resident~~ in one instalment payable in advance. You shall also pay in the same manner a license fee of Rs. 2 per hogshead on all beer sold by you in excess of 7½ hogshead a month.

6. You shall place this license in a conspicuous place in the tavern, which shall be located in a building to be approved of by the Collector, but not in the same premises with a depôt or shop for the sale of arrack, or toddy. The room used for the tavern shall always be separate from your ~~the tavernkeeper's~~ dwelling house. The tavern shall have only one door which shall face the street and there shall be no windows or other openings to the rear or ends of the building.

7. You shall fix in a conspicuous part of the front of your tavern a sign board on which your name, the liquor you are licensed to sell, and the number of your license shall be legibly inscribed in the vernacular language of the locality in which the shop is situated.

8. You shall maintain an adequate supply of liquor to meet all ordinary demands.

9. You shall prevent all drunkenness or disorder or gaming within your tavern. Persons suffering from leprosy or other contagious diseases shall not be employed in selling or transporting liquor. You shall not harbour robbers, thieves or riotous persons, but shall give information to the nearest Magistrate or Police Officer as to any such persons who may resort to your tavern. No person shall be harboured in your tavern during the night.

10. You shall not receive any grain, jewels, goods, wearing apparel, or other article in barter or pawn for liquor, ~~neither~~ shall any credit be given. Payment for liquor shall be made in ready money only at the time of sale.

11. You shall not allow any quantity of liquor, however small, to be conveyed from the premises on any account whatever.

12. You shall not open your shop before sunrise, nor keep it open after 9 P. M., except on special permit to be obtained from the Collector or from the Superintendent of Excise.

13. You shall not sell nor give any liquor to any European non-commissioned officer, private soldier, ~~or to any~~ European or Eurasian camp follower ~~or to any~~ members of the families of any of the aforesaid persons, ~~nor to any~~ sepoy, member of the police or excise department, ~~or~~ servant of a railway company whilst on duty, ~~nor to any~~ European vagrant under escort of the Police, ~~nor to~~ any child under twelve years of age. ~~Neither~~ shall you sell liquor to any one person in large quantities but only for refreshment to be drunk on the premises.

14. You shall not permit prostitutes or persons of notoriously bad character to meet or remain in the tavern, neither shall you harbour or conceal soldiers or others knowing or having reason to believe such soldiers or others to be deserters.

15. The Collector may direct that the tavern shall be temporarily closed on the grounds of Police administration or expediency. No remission or compensation shall be claimed if it is found necessary to enforce this clause.

16. You shall keep a true account in ink showing the quantity and description of the liquor obtained for the purpose of sale, the source of supply and the quantity sold. Such account shall be in the form as may be prescribed by the Resident and such account shall be produced for the inspection of the Collector, or any officer appointed by him for the purpose, or any Excise Officer, or any Police Officer not below the

rank of Inspector. The permits, if any, with which the liquor is received at the tavern shall be carefully and regularly filed therein and similarly produced for inspection. You shall furnish such other returns and information as may from time to time be required by the Collector.

17. You shall not keep or sell plain rectified spirits, neither shall you rectify spirits by purifying, colouring, flavouring or mixing any material therewith. Neither shall you adulterate your liquor in any manner whatever. All liquor sold or kept for sale must be of good quality. All country brewed beer sold or kept for sale by you must be of such quality as shall be approved of by the Resident. You shall not keep or sell liquor at any other place than that specified in the license. No country spirits or toddy or any other liquor than that to which the license relates shall be kept or sold in the building covered by this license.

18. In case of any breach of the conditions of this license, either by you or by any person in your employment, it shall be competent for the Collector to impose upon you a fine not exceeding Rs. 10 for every such breach of such conditions or to declare the money deposited with him forfeited and to cancel and re-sell the license at your risk, and all loss caused thereby shall be made good by you. When a license is cancelled, the rent for the whole period shall become due at once and it shall be recovered as if it were an arrear of land revenue.

19. The imposition of a fine, or the forfeiture of deposit, or the cancellation of the license under the last preceding clause shall not be held to prevent the prosecution of you or any of your servants for any offence which may be committed against the Excise Laws or Rules in force.

20. If it comes to the knowledge of the Collector that you fail to open your shop or to carry on your business with due care and attention or that you have been convicted of an offence under the Indian Penal Code, or under the Excise Laws or Rules, it shall be lawful for the Collector to cancel this license and to re-sell or otherwise dispose of the privilege at your risk, ~~of this consideration~~

21. You shall not have any pecuniary dealings of any kind whatever with any of the Excise or Revenue officials.

22. You shall not ~~sell, transfer or~~ sub-~~rent~~ the privileges conferred by this license or any interest therein without the consent of the Collector, which for adequate reason may be witheld. Nor shall you appoint any person to act as your agent in the management of the shop without the Collector's previous approval.

23. You shall be bound by any additional rules as may be prescribed under the Excise Law now in force, ~~or which may hereafter be enacted,~~ and shall, on requisition by the Collector, or by any officer duly authorised by the Collector, deliver up this license for amendment or for the issue of a fresh license accordingly.

Given under my hand and seal this day of in the year at Bangalore.

Collector, Civil and Military Station,
Bangalore.

Form B

Wholesale license for the sale of Foreign Liquor not to be drunk on the premises to licensed dealers only.

———:o:———

I Collector of the Civil and Military-Station of Bangalore do hereby authorise residing in the Civil and Military Station of Bangalore to keep a liquor shop in the premises No. Street and to sell therein by wholesale foreign liquors under the following conditions and stipulations to be observed by you.

1. The privilege extends to the sale of foreign liquor only, not to be consumed on the premises.

2. The term "Foreign Liquor" in this license includes all wines, spirits, and beer imported from foreign territories by sea or land, all coloured and flavoured spirits manufactured in the country and cocoanut toddy arrack manufactured in Malabar and excised at the tariff rates of import duty but excludes methylated spirits and ordinary spirits and plain rectified spirits manufactured in the country and excised at tariff rates.

3. You shall pay into the Resident's Treasury an annual registration fee of Rs. 50 or Rs. 100 according to class before this license is issued to you.

4. You shall not sell liquor to any person except licensed dealers.

5. You shall not sell liquor in quantities less than two imperial gallons or a dozen reputed quart bottles or two dozen reputed pint bottles. You may however issue samples of liquor in quantities not exceeding one pint if you also hold a sample license which may be granted to you at the discretion of the Collector on payment of an additional fee of Rs. 25.

6. The license may at any time be withdrawn by the Collector on giving one month's notice, otherwise it shall continue in force until 31st March 1901.

7. You are prohibited from rectifying spirits by purifying, colouring or flavouring, or mixing any material therewith, neither shall you adulterate your liquor in any manner whatever. All liquor sold or kept for sale by you must be of good quality.

8. Every receptacle containing spirits manufactured and flavoured, coloured or compounded in India and received into or kept for sale at your shop shall be conspicuously labelled or branded with the words "spirit manufactured in India." All liquor imported in bulk and bottled in the Madras Presidency, the Civil and Military Station of Bangalore and the Mysore State received into or kept for sale at your shop, shall bear a printed label showing clearly the country of manufacture, the name of the bottler as entered in his license and the place of bottling.

9. If you hold any other license for the sale of foreign liquor on the same premises you shall keep your accounts of transactions under it separate from those under this license.

10. You shall place this license in a conspicuous place in your shop which shall be in a building to be approved of by the Collector. You shall put up in front of your shop a sign board on which the nature of the liquors sold by you shall be legibly inscribed.

11. You shall keep true accounts showing the quantity and description of the liquor obtained for the purpose of sale, the source of supply and the quantity sold. Such accounts shall be in the form prescribed by the Resident

and shall be open for inspection by any Excise Officer or Police Officer not lower in rank than an Inspector. You shall also furnish such returns of accounts as may be called for by the Collector or the Superintendent of Excise.

12. You shall be personally liable for the observance of all the conditions of this license both by yourself and all persons acting in your employment, and every breach of the conditions may subject you to forfeiture of the license and to prosecution under the Excise Act. Any persons acting in your behalf shall be liable to prosecution for any failure on ~~his or her~~ part to duly observe any of the conditions of this license.

13. You shall not transfer or sub-~~rent~~ let the privileges conferred by this license without the Collector's previous permission, nor if the Collector so orders shall any agent be appointed for the management of your shop without his previous permission.

14. You shall be bound by any additional rules ~~as~~ which may be prescribed under the Excise Law ~~now~~ in force ~~or which may hereafter be enacted~~ and shall, on requisition by the Collector or the Superintendent of Excise, deliver up the license for amendment or for the issue of a fresh license accordingly.

GIVEN under my hand and seal this day of in the year 1900 at Bangalore.

Collector, Civil and Military Station,
Bangalore.

Schedule showing boundaries of shop.

Street and door number and name of house owner.	Bounded on the				Remarks.
	North by—	East by—	South by—	West by—	

Collector, Civil and Military Station,
Bangalore.

Residency Press, Bangalore.—9-3-1900.—100.

Form C.

Opening or Sampling License.

I Collector of the Civil and Military Station of Bangalore, do hereby authorise residing in the Civil and Military Station of Bangalore to open bottles and other receptacles containing foreign liquor for sale by you and to issue samples of same in the premises No. Street, subject to the following conditions :—

1. You shall not issue any sample of liquor that exceeds one reputed pint.

2. No samples other than samples of liquor that you have already obtained a license for to sell shall be issued by you.

3. You shall pay into the Treasury of the Resident in Mysore an annual registration fee of Rs. 25 before this license is issued to you.

4. This license may at any time be withdrawn by the Collector on giving one month's notice, otherwise it shall continue in force until 31st March 19[illegible].

5. You shall be bound by any additional rules as may be prescribed under the Excise Law now in force or which may hereafter be enacted and shall, on requisition by the Collector or Superintendent of Excise, deliver up the license for amendment or for the issue of a fresh license.

Given under my hand and seal this day of in the year 1900 at Bangalore.

Collector, Civil and Military Station,
Bangalore.

Residency Press, Bangalore.—9-3-1900.—100.

SHOP LICENSE.

For the retail sale of foreign liquor not to be consumed on the premises

——: (o) :——

I- Collector of the Civil and Military Station, Bangalore, under the provision of the Excise Act, hereby license you to keep a liquor shop in the premises specified in the accompanying schedule, subject to the following conditions and stipulations to be observed by you the said

CONDITIONS.

1. The privilege conferred by this license extends only to the sale of foreign liquor or beer not to be consumed on the premises.
2. The term "Foreign Liquor" includes all wines, spirits, and beer imported from foreign territories by sea or land, all coloured or flavoured spirits manufactured in the country and cocoanut toddy arrack manufactured in Malabar and excised at the tariff rates of import duty and country brewed beer or beer imported in a condensed form and afterwards converted into potable beer and duly excised, but excludes methylated spirits, and ordinary arrack, and plain rectified spirits manufactured in the country and excised at the tariff rates.
3. You shall pay a registration fee of Rs. 50 into the Resident's Treasury, or to an officer duly authorised by the Resident to receive such payment before this license is issued to you. Should you however sell over 500 gallons of liquor in one year, you shall at once pay an additional fee of Rs. 50 or the license shall be cancelled by the Collector.
4. You shall not sell liquor in a quantity less than one reputed pint, unless you also possess a jug and bottle license that shall be granted to you at the discretion of the Collector on payment of an additional fee of Rs. 25.
5. All liquor kept for sale or sold by you shall be contained in receptacles sealed or capsuled unless you also possess a bottle license.
6. You shall purchase liquor from any licensed vendor of foreign liquor but you shall not remove the labels from the receptacle containing spirits manufactured and flavoured, coloured or compounded in India, and received into or kept for sale at ~~the licensees tavern~~ shall be conspicuously labelled or branded with the words "spirit manufactured in India." All liquors imported in bulk and bottled in the Madras Presidency, the Civil and Military Station of Bangalore and the Mysore State, received into or kept for sale at your shop shall bear a printed label showing clearly the country of manufacture, the name of the bottler as entered in his license and the place of bottling.
7. You shall place this license in a conspicuous place in the shop, which shall be located in a building to be approved of by the Collector, but not in the same premises with a depôt or shop for the sale of arrack, or toddy.
8. You shall fix in a conspicuous part of the front of your shop a sign board on which your name, the liquor you are licensed to sell, and the number of your license shall be legibly inscribed in the vernacular language of the locality in which the shop is situated.
9. You shall maintain an adequate supply of liquor to meet all ordinary demands.

10. You shall not open your shop before sunrise, nor keep it open after 9 P. M., except on special permit to be obtained from the Collector or from the Superintendent of Excise.

11. You shall not sell nor give any liquor to any European non-commissioned officer, private soldier or to any European or Eurasian camp follower or to any members of the families of any of the aforesaid persons, nor to any sepoy, member of the police or excise department or servant of a railway company whilst on duty, nor to any European vagrant under escort of the Police, nor to any child under twelve years of age.

12. You shall keep true accounts showing the quantity and description of the liquor obtained for the purpose of sale, the source of supply and the quantity sold. Such account shall be in the form as may be prescribed by the Resident and shall be open for inspection by any Excise Officer or Police Officer not lower in rank than an Inspector. You shall also furnish such returns of accounts as may be called for by the Collector.

13. ~~You shall place this license in a conspicuous place in your shop.~~

14. You shall not rectify or color or dilute spirits or adulterate them in any manner whatever.

15. This license may at any time be withdrawn by the Collector on giving one month's notice. ~~Otherwise it shall continue in force until the 31st March 1901.~~

16. In case of any breach of the conditions of the license, either by you or by any person in your employment, it shall be competent, for the Collector to impose upon you a fine not exceeding Rs. 10 for every such breach of such conditions.

17. The imposition of a fine, or the cancellation of the license under the last preceding clause shall not be held to prevent the prosecution of you or any of your servants for any offence which may be committed against the Excise Laws or Rules in force.

18. If it comes to the knowledge of the Collector that you fail to open your shop or to carry on your business with due care and attention or that you have been convicted of an offence under the Indian Penal Code, or under the Excise Laws or Rules, it shall be lawful for the Collector to cancel this license.

19. You shall not have any pecuniary dealings of any kind whatever with any of the Excise or Revenue officials.

20. You shall not transfer or sub-~~rent~~ let the privileges conferred by this license without the Collector's previous permission. Nor if the Collector so orders shall any agent be appointed for the management of your shop without his previous permission.

21. You shall be bound by any additional rules as may be prescribed under the Excise Law ~~now~~ in force, ~~or which may hereafter be enacted,~~ and shall, on requisition by the Collector, or by any officer duly authorised by the Collector, deliver up this license for amendment or for t of a fresh license accordingly.

Given under my hand and seal this day of in the year at Bangalore.

Collector, Civil and Military Station,
Bangalore.

Schedule showing boundaries of shop.

Street and door number and name of house owner.	Bounded on the				Remarks.
	North by—	East by—	South by—	West by—	

Residency Press, Bangalore.—9-3-1900.—100.

Jug and Bottle License.

For sale by retail of Foreign Liquor including Beer in less quantities than one reputed quart not to be consumed on the premises.

I Collector of the Civil and Military Station of Bangalore, do hereby authorise

residing in the Civil and Military Station of Bangalore to open bottles and other receptacles containing foreign liquor and to sell same by retail in the premises No. Street subject to the following conditions :—

1. No other liquor than that for sale of which you have already obtained a retail license shall be sold under this license.

2. You shall not permit any liquor sold by you to be consumed on the premises.

3. You shall pay into the Treasury of the Resident in Mysore an annual registration fee of Rs. 25 before this license is issued to you.

4. This license may at any time be withdrawn by the Collector on giving one month's notice, otherwise it shall continue in force until 31st March 1901.

5. You shall be bound by any additional rules as may be prescribed under the Excise Law now in force, or which may hereafter be enacted and shall, on requisition by the Collector or Superintendent of Excise, deliver up this license for amendment or for the issue of a fresh license accordingly.

Given under my hand and seal this day of in the year 1900 at Bangalore.

Collector, Civil and Military Station,
Bangalore.

Residency Press, Bangalore.—9-8-1900.—100.

Shop License.

—:o:—

For the sale of Beer on draught, not to be consumed on the premises.

I Collector of the Civil and Military Station of Bangalore, do hereby authorise you to keep a shop and sell by wholesale or retail, beer on draught in the premises No. subject to the following conditions:—

1. You shall not sell or give beer to any one in smaller quantities than one pint, or one-sixth of an imperial gallon. No beer shall on any account whatever be consumed on the premises, but shall be removed therefrom in a cask or a jug or bottle.

2. The beer kept and sold by you shall only be of such quality as shall be approved of by the Resident. You shall not mix any material therewith, neither shall you adulterate same.

3. You shall place this license in a conspicuous place in your shop which shall be in a building to be approved of by the Collector. You shall put in front of your shop a sign board on which the nature of the liquor sold by you shall be legibly inscribed.

4. You shall pay into the Treasury of the Resident in Mysore an annual registration fee of Rs. 50 before this license is issued to you.

5. If you hold any other license for the sale of foreign liquor on the same premises you shall keep your accounts of transactions under it separate from those under this license.

6. You shall not permit drunkenness or gambling or disorderly conduct on the premises, nor shall you allow prostitutes or persons of notoriously bad character to remain therein. You shall not allow persons suffering from leprosy or other contagious diseases to be employed in conducting sales or transporting liquor.

7. You shall not sell any liquor or keep your premises open between the hours of 9 P. M. and 6 A. M., unless under authority specially granted by the Collector. No person shall be harboured in your ~~tavern~~ shop during the night.

8. You shall keep true accounts showing the quantity and description of the liquor obtained for the purpose of sale, the source of supply and the quantity sold. Such accounts shall be in the form as may be prescribed by Government and shall be open for inspection by any Excise Officer or Police Officer not lower in rank than an Inspector. You shall also furnish such returns of accounts as may be called for by the Collector.

9. This license may at any time be withdrawn by the Collector on giving one month's notice. The Collector may also direct that the shop shall be temporarily closed on the grounds of police administration or expediency. No remission or compensation shall be claimed if it is found necessary to enforce this latter clause.

10. You shall be bound by any additional rules as may be prescribed under the Excise Law ~~now~~ in force, ~~or which may hereafter be enacted~~ and shall, on requisition by the Collector or Superintendent of Excise, deliver up this license for amendment or for the issue of a fresh license accordingly.

11. You shall not transfer this license by sale, gift, mortgage or otherwise.

12. A breach of any one of the above conditions and restrictions will subject you or any one of your servants acting on your behalf, on conviction before a Magistrate, to fine or forfeiture of the license or to both fine and forfeiture of license.

Given under my hand and seal this day of in the year 1900, at Bangalore.

Collector, Civil and Military Station,
Bangalore.

Residency Press, Bangalore.—9-3-1900.—100.

Hotel License for the supply of Foreign liquor to residents in Hotels and Boarding Houses.

—:o:—

I Collector, Civil and Military Station of Bangalore, hereby authorise residing in to vend foreign liquor at your Hotel / Boarding House situated in house No. of road during the official year ending 31st March 1901, subject to the following conditions and stipulations to be observed by you.

1. That you shall pay into the Treasury of the Resident in Mysore an annual registration fee of Rs. 50 or Rs. 100 according to class before this license is granted to you.

2. The term "Foreign Liquor" in this license includes all wines, spirits and beer imported from foreign territories by sea or land, all coloured and flavoured spirits manufactured in the country and cocoanut toddy arrack, manufactured in Malabar and excised at the tariff rates of import duty, and country brewed beer imported in a condensed form and afterwards converted into potable beer and duly excised; but excludes methylated spirits and ordinary arrack and plain rectified spirits manufactured in the country and excised at tariff rates.

3. You shall not keep or sell to any one ordinary arrack or plain rectified spirits manufactured in British India and excised at the tariff rate of duty or toddy or any liquor saleable in country liquor shops of the Station, nor shall you keep or sell ganja, opium or other intoxicating drug.

4. You shall not sell or give any liquor to any European non-commissioned officer or private soldier, or to any European or Eurasian camp follower without the permission in writing of the Commanding Officer or of some person duly authorised by him in that behalf; nor to any sepoy, member of the Police force, Excise Officer or servant of a Railway Company whilst on duty; nor to any European vagrant under escort of the Police.

5. You shall keep true accounts showing the quantity of liquor obtained by you for sale, the source whence it has been obtained and the quantity sold. Such accounts shall be in such form as may be prescribed by the Resident and shall be open to the inspection of the Collector or any officer of Excise or to any other officer whom the Collector may depute for the purpose. You shall furnish such returns of sales as the Collector may from time to time prescribe. Should you sell beer manufactured in Bangalore you shall regularly file the permits covering the consignments and shall produce them for inspection along with your accounts.

6. You shall not permit drunkenness or gambling or disorderly conduct in your premises, nor allow disorderly persons of either sex to remain therein.

7. You shall not rectify spirits by purifying, colouring, flavouring or mixing any material therewith.

8. Every receptacle containing spirits manufactured and flavoured, coloured or compounded in India and received into or kept for sale at your shop, shall be conspicuously labelled or branded with the words "spirit manufactured in India." All liquor imported in bulk and bottled in the Madras Presidency, the Civil and Military Station of Bangalore and the Mysore State received into or

25 — 120

kept for sale at your shop shall bear a printed label showing clearly the country of manufacture, the name of the bottler as entered in his license and the place of bottling.

9. You shall, in the event of your also holding any other license for the vend of liquor, keep separate accounts of sales under each license.

10. You shall not transfer or sub-~~rent~~ let your privilege to any other person without the Collector's permission. Nor shall you appoint any person to act as your agent for the management of your privilege without previously taking the Collector's approval of the agent.

11. You shall be personally liable for the observance of all the conditions of this license both by yourself and all persons acting in your employment, and any breach of the conditions may subject you to forfeiture of the license and to prosecution under the Excise Act. Any persons acting in your behalf shall be liable to prosecution for any failure on ~~his or her~~ their part to duly observe any of the conditions of this license.

12. This license shall also be revocable by the Collector with the sanction of the Resident on giving one month's notice of such revocation, in which case a proportionate part of the fee paid by you will be refunded to you.

13. All liquor sold or kept for sale by you must be of good quality.

14. You shall not sell liquor to any person other than residents in your hotel for their own use and that of their guests, or to casual visitors requiring liquor with meal or meals supplied to them.

15. You shall be bound by any additional rules ~~as~~ which may be prescribed under the Excise Law ~~now~~ for the time being in force ~~or which may be hereafter enacted~~ and shall, on requisition by the Collector, deliver up the license for amendment or for the issue of a fresh license.

Given under my hand and seal this day of

in the year at Bangalore.

Collector, Civil and Military Station,
Bangalore.

Residency Press, Bangalore.—9-3-1900.—100.

License to Chemists and Druggists for the sale of pure Rectified Spirits.

I , Collector of the Civil and Military Station of Bangalore, under the provisions of the Excise Act hereby license you to possess and sell pure rectified spirits.

1. The privilege conferred extends only to the possession and sale of pure rectified spirits.

2. You shall pay into the Resident's Treasury an annual license fee of Rs. 10 before this license is issued to you.

3. You shall not possess pure rectified spirits in excess of ten imperial gallons or such larger quantity as the Resident may specially authorise.

4. You shall not sell pure rectified spirits for other than bonafide medical, industrial and scientific purposes.

5. You shall not sell at one time to the same person more than one reputed pint in the case of sale to a private individual and two reputed quarts in the case of sale to a Chemist, medical practitioner or sicentific body and three imperial gallons to any Government, Local Fund or Municipal Hospital.

6. This license may at any time be withdrawn by the Collector on giving one month's notice, otherwise it shall continue in force until 31st March 1901. Should your license be withdrawn a proportionate part of the fee paid by you will be refunded to you. No other remission or compensation shall be granted to you.

7. You shall keep true accounts showing the quantity of pure rectified spirits obtained for the purpose of sale, the source of supply and the quantity used and sold by you. Such accounts shall be in the form ~~as~~ which may be prescribed by Government and shall be open for inspection by any Excise Officer not lower in rank than Assistant Superintendent. You shall also furnish such returns of accounts as may be called for by the Collector.

8. You shall be bound by any additional rules as may be prescribed under the Excise Law ~~now~~ in force ~~or which may hereafter be enacted~~ and shall on requisition by the Collector or Superintendent of Excise, deliver up this license for amendment or for the issue of a fresh license accordingly.

9. You shall not transfer this license by sale, gift, mortgage or otherwise.

10. A breach of any one of the above conditions and restrictions will subject you or any one of your servants acting on your behalf, on conviction before a Magistrate, to fine or forfeiture of license.

Given under my hand and seal this day of

in the year 190 at Bangalore.

Collector, Civil and Military Station,
Bangalore.

Residency Press, Bangalore.—9-3-1900.—100.

IV Forms of licenses to be issued to, and accounts prescribed to be maintained by.

(1) Holders of wholesale licenses for sale of liquor not to be consumed on the premises. The form of account prescribed is the same as that prescribed for refreshment rooms or taverns.

(2) Opening or sampling licenses. No separate form of account is necessary all issues of samples will be entered in the form of account prescribed in (1) supra.

(3) Shop licenses for the retail sale of foreign liquor not to be consumed on the premises. The form of account prescribed is the same as for refreshment rooms or taverns.

(4) Jug and bottle licenses. No separate form of account is necessary all issues in less quantities than one reputed quart will be entered in the account prescribed para (3) supra.

(5) Shop licenses for sale of beer on draught. Same as prescribed for refreshment rooms.

(6) Hotel licenses for the supply of foreign liquor to residents in hotels and boarding houses. The form of account prescribed is the same as that for refreshment rooms or taverns.

(7) Occasional licenses. The form of account prescribed is the same as that for refreshment rooms or taverns.

(8) Licenses to chemists and druggists for sale of pure rectified spirits.

(9) Special licenses. The form of account will be prescribed by the Collector to suit the requirements of each case.

Daily account of Foreign Liquor brought into and sold from the

'House No. License No. of 1900-1901

Month & Date.	Particulars of Supply with no and date of Invoice.	Malt Liquors						Spirits								Liqueurs		Double distilled Spirits the manufacture of the Bangalore Distillery		Remarks
		Foreign Beer			Country brewed Beer			Sparkling Wines		Other Wines		Cocoanut Arrack		Cane Arrack		Gallons	Bottles	Gallons	Bottles	
		Hhds.	Gls.	Bls.	Hhds.	Gls.	Bls.	Gls.	Bls.	Gls.	Bls.	Gls.	Bls.	Gls.	Bls.	Gls.	Bls.	Gls.	Bls.	

Daily Account of rectified Spirits received into and sold from the

Shop ... at ... Licensed

Date	In hand	Receipts			Total		Sales			Balance		Remarks
		Source of Supply	quantity				To whom Sold.	Quantity				
			Gls	Drs	Gls	Drs		Gls:	Drs:	Gls:	Drs:	

Account Book of Retail Arrack Shop No. _____ at in the Civil and Military Station of Bangalore

_____ Name of License Holder

1	2	3	4	5	6	7	8	9	10	11	12
Year, month and date.	Shop No.	Received from Depôt	Previous days balance.	Total.	Total quantity issued from Shop on Special Permits	Sold at the bar	Total retailed daily	Balance	Retail rate per dram	Total No. of Special permits issued daily	Initials of Inspecting Officer
—											

Daily Transaction Account book to be Kept by the Beer Tavern Keeper in the Civil and Military Station of Bangalore

1902-1904

per month & date	Shop or Tavern: Number	Shop or Tavern: name of licensee/holder	Receipt: From which Brewery	Receipt: Permit Number	Receipt: number of Gallons in casks	Previous balance: Gallons	Previous balance: Bottles	Previous balance: Pints	Total: Gallons	Total: Bottles	Total: Pints	Expenditure: Amount received: Rate per Gallon	Expenditure: Amount received: Amount	Expenditure: quantity beer sold: Gallons	Expenditure: quantity beer sold: Bottles	Expenditure: quantity beer sold: Pints	Balance of Stock in hand: Gallons	Balance of Stock in hand: Bottles	Balance of Stock in hand: Pints	Remarks
Total																				

Form 132

Retail Arrack License.

——: (o) :——

I Collector of the Civil and Military Station, Bangalore, under the provisions of the Excise Act, hereby license you to sell arrack by retail in the shop specified in the accompanying schedule, subject to the following conditions and stipulations to be observed by you the said

CONDITIONS.

1. The privilege conferred extends only to the sale by retail of arrack of the strengths of 20° U. P. and 30° U. P.

2. The amount for which the privilege above described has been purchased shall be payable into the Resident's Treasury in equal monthly instalments, due on or before the 20th of each month commencing from the 1st April 1900.

   If the deposit made by you under clause V in the sale Notification, be in cash, it will be taken in payment of the instalments due on the last two months of the period of the rent. Failing payment by the 20th of the month, the Collector shall at once proceed to recover the arrears together with interest at 6%, under the rules in force for the collection of land revenue. If the instalment has not been paid by the 5th of the following month, the Collector may suspend or cancel the license and issue notice of re-sale and may re-sell the license on the day fixed with effect from the date of its issue to the new purchaser. In that case the deposit will be forfeited and if it should fall short of the arrears due, and the loss, if any, caused by the suspension or re-sale, you will be responsible for the difference which will be recovered under the rules in force for the collection of land revenue. If the Collector does not re-sell the shop he may make other arrangements as may appear advisable for the remainder of the lease, in which case he shall serve a notice upon you informing you of the nature of the arrangement made.

   No remission or abatement of the rent shall, on any account whatever, be claimable by you.

3. You shall purchase spirits only from the Government Excise Depôt at the rate of 6 annas 4 pies per gallon of 20° U. P. and 5 annas 7 pies per gallon of 30° U. P. exclusive of the Government duty of Rs. 4-12-0 per gallon of 20° U. P. and Rs. 4—2—6 per gallon of 30° U. P. which together with the cost price shall be paid into the Resident's Treasury or to any officer duly authorised by the Resident to receive such payments. Applications shall in every case be supported by receipts showing that the duty as above has been paid and shall be handed over to the Excise Officer in charge of the depôt.

4. You shall pay a registration fee of Rs. 180 to the credit of the Assigned Tract into the Resident's Treasury or to any officer duly authorised by the Resident to receive such payments, in two half yearly instalments and you shall also pay in the same manner a license fee of 4 annas per gallon on all arrack sold by you in excess of 55 gallons a month. The above rates and fees are in addition to the duty and cost price which as provided for in clause 3 shall be prepaid into the Resident's Treasury or to the officer duly authorised by the Resident to receive such payments.

5. You shall place this license in a conspicuous place in the shop, which shall be located in a building to be approved of by the Collector, but not in the same premises with a depôt or shop for the sale of any

other kind of intoxicants than arrack of the strength of 20° U. P. or 30° U. P. The room used for the shop shall always be separate from the shopkeeper's dwelling house. The shop shall have only one door which shall face the street and there shall be no windows or other openings to the rear or ends of the building. No second room shall be allowed for the sale of liquor or for the use of customers.

6. You shall fix in a conspicuous part of the front of your shop a sign board on which your name, the spirit you are licensed to sell, the current price of same and the number of your license shall be legibly inscribed in the vernacular language of the locality in which the shop is situated.

7. You shall maintain a sufficient supply of arrack in your shop which shall never be less than two imperial gallons.

8. You shall prevent all drunkenness or disorder or gaming within your shop. Persons suffering from leprosy or other contagious diseases shall not be employed in selling or transporting arrack. You shall not harbour robbers, thieves or riotous persons, but shall give information to the nearest Magistrate or Police Officer as to any such persons who may resort to your shop. No person shall be harboured in your shop during the night.

9. You shall not receive any grain, jewels, goods, wearing apparel, or other article in barter or pawn for spirits, neither shall any credit be given. Payment for liquor shall be made in ready money only at the time of sale.

10. You shall not allow any quantity of spirits, however small, to be conveyed from the premises except on special passes, which may be obtained for special reasons only, from the Collector.

11. You shall not open your shop before sunrise nor keep it open after 9 P. M., except on special permit to be obtained from the Collector or from the Superintendent of Excise.

12. You shall not sell nor give any spirits to any European non-commissioned officer, private soldier or to any European or Eurasian camp follower or to any members of the families of any of the aforesaid persons, nor to any sepoy, member of the police or excise department or servant of a railway company whilst on duty nor to any European vagrant under escort of the Police nor to any child under twelve years of age. Neither shall you sell liquor to any one at less than 2 annas per dram or 6—6—0 per imperial gallon of 20° U. P. and 1 anna 10 pies per dram or 5—13—6 per imperial gallon of 30° U. P.

13. You shall not permit prostitutes or persons of notoriously bad character to meet or remain in the shop, neither shall you harbour or conceal soldiers or others knowing or having reason to believe such soldiers or others to be deserters.

14. The Collector may direct that the shop shall be temporarily closed on the grounds of Police administration or expediency. No remission or compensation shall be claimed if it is found necessary to enforce this clause.

15. You shall keep a true account in ink in such form as may be prescribed by the Resident showing the quantity and strength of the spirits received in your shop, the quantity and strength of the spirits sold, the prices at which they are sold, and the quantity and strength of the spirits remaining unsold each day. Such account shall be produced for the inspection of the Collector, or any officer appointed by him for the purpose or any Police Officer not below the rank of Inspector. The permits with which the liquor is received at the shops shall be carefully and regularly filed therein and similarly produced for inspection. An inspection note book with the pages numbered consecutively shall also be maintained intact at ~~each~~ your shop ~~at the licensee's~~ cost so that officers who may inspect the shop may enter their remarks therein. This note book shall be handed over to the Collector or any officer authorised by him to receive it, whenever it is demanded. You shall furnish such other returns and information as may from time to time be required by the Collector.

16. You shall not keep in your shop, offer for sale, or sell any spirits except the arrack obtained from the Government Excise depôt under the conditions of clause 3 *supra*; neither shall you keep in your shop, offer for sale, or sell spirits of any other strength than 20° U. P., and 30° U. P. The spirits kept in the shop, offered for sale, or sold by you shall be unadulterated and undiluted. You shall not keep or sell spirits at any other place than that specified in the license.

of the Liquors

No foreign liquors or country spirits of greater strength than 20° U.P., or country beer or toddy or any other liquor than that to which the license relates shall be kept or sold in the building covered by this license. Nor shall any ganja, opium or any preparation thereof or therefrom be kept or sold in the building.

17. You shall not possess or use any measures other than those which may be from time to time prescribed by Government, and you shall have them tested and stamped at your own expense. The present dram measure is fixed at 1—51 of the imperial gallon.

by the stamping establishment of the Collector's office.

18. In case of any breach of the conditions of the license, either by you or by any person in your employment, it shall be competent, for the Collector to impose upon you a fine not exceeding Rs. 10 for every such breach of such conditions or to declare the money deposited with him forfeited and to cancel and re-sell the license at your risk, and all loss thereby caused shall be made good by you. When a license is cancelled, the rent for the whole period shall become due at once and it shall be recovered as if it were an arrear of land revenue.

19. The imposition of a fine, or the forfeiture of deposit, or the cancellation of the license under the last preceding clause shall not be held to prevent the prosecution of you or any of your servants for any offence which may be committed against the Excise Laws or Rules in force.

20. If it comes to the knowledge of the Collector that you fail to open your shop or carry on your business with due care and attention or that you have been convicted of an offence under the Indian Penal Code, or under the Excise Laws or Rules, it shall be lawful for the Collector to cancel this license and to re-sell or otherwise dispose of the privilege at your risk if it is considered that the offence was of such a nature as to render this course advisable.

21. You shall not have any pecuniary dealings of any kind whatever with any of the Excise or Revenue officials.

22. You shall not sell, transfer or sub-~~rent~~ the privileges conferred by this license without the Collector's previous permission. Nor if the Collector so orders shall any agent be appointed for the management of your shop without his previous permission.

23. You shall be bound by any additional rules as may be prescribed under the Excise Law now in force, or which may hereafter be enacted, and shall on requisition by the Collector, or by any officer duly authorised by the Collector, deliver up this license for amendment or for the issue of a fresh license accordingly.

Given under my hand and seal this day of in the year at Bangalore.

Collector, Civil and Military Station,
Bangalore.

APPENDIX A.

Form No. 6.

License for retail Sale of Beer. (Section 21, Act XII of 1896).

BEER LICENSE.

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Register No.

Name of License-holder.

Name of Vendor.

Locality.

I, Collector of the Civil and Military Station of Bangalore, do hereby authorize merchant, residing in the Civil and Military Station of Bangalore, to sell by retail Bangalore or Nilgiri brewed beer and porter on the premises No. Street in the Civil and Military Station of Bangalore, under the following conditions:—

I. That this license or the interest wholly or in part in Shop No. be not transferable by sale, gift, mortgage, subletting or otherwise, except with the express sanction of the Collector and that no persons except such as are named therein shall have power to act under it. Any breach of these conditions renders the license liable to confiscation.

II. That the vendor shall equally with the License-holder be responsible in the penalties herein set forth for breach of any of the conditions of the license, *viz.*—

III. That he do not sell beer or porter of any description whatever except that manufactured in a brewery of the Civil and Military Station or in the Nilgiris and purchased from a licensed brewer.

IV. That he do not sell nor give beer or porter in any quantity whatever directly or indirectly to any European non-commissioned officer, or private soldier, nor to any European or East Indian woman, connected with or related to men of these classes, nor allow him, her, or them, to drink beer or porter in his premises or grounds, and that he do not permit drunkenness or disorderly behaviour in his shop or premises, and do not suffer any gambling whatsoever therein and do not knowingly permit prostitutes or persons of notoriously bad character to meet or remain therein, and that he do not wilfully harbour or conceal therein soldiers or others, knowing or having reason to believe such soldiers or others to be deserters.

V. That he fix in a conspicuous place outside of his shop a board on which shall be legibly painted his name, vendor's name, the number of his shop and the articles he is licensed to deal in.

VI. That he do not receive any articles whatsoever in barter or pledge; payment for beer or porter to be made in ready money only. No credit to be allowed.

VII. That the beer and porter sold under this license shall be wholesome and of the same quality and density as the brewer from whom it is obtained is by the terms of his license bound to supply, without dilution or adulteration of any kind.

VIII. That any Magistrate having local jurisdiction or officer acting under his warrant or any Abkari or Excise officer shall be allowed entry to the shop at any hour to test the beer or porter on the premises, and examine the shop accounts, which it shall be the duty of the License-holder and Vendor to keep and produce. Such accounts shall be true and correct, and written up daily in the prescribed forms. All condemned beer shall be destroyed.

IX. That he shall pay to the credit of the Assigned Tract in the Resident's Treasury or to such pursons as the Resident in Mysore may direct, a registration fee of Rupees (180) one hundred

and eighty, by two equal half yearly instalments of Rs. 90 payable respectively on the 1st April and 1st October of each year and also a license fee of Rs. 2 per hogshead on all beer sold by him in excess of $7\frac{1}{2}$ hogsheads a month.

X. That he close his shop by 9 P. M., and not open it before 6 A. M. except on special permit from the Collector.

XI. That bad characters be not allowed to resort to the shop, and gaming, disorderly conduct &c., therein be prevented, and information of suspicious characters be given to the Magistrate or Police Officer.

XII. That the shop shall have only one door, and that no windows be allowed to the rear or ends of the building: that the bar where the liquor is sold from shall be opposite to the entrance door, or so situated that all persons inside can be seen by any one passing to and fro in the street, and that no second room be allowed to be kept open.

XIII. A breach of any one of the above conditions and restrictions will subject the holder of the license and shop-vendor, on conviction before a Magistrate, to fine under Act XII of 1896 or to forfeiture of the license under Section 22 of the Act, or both. The license-holder shall further conform himself to all such Rules as may, from time to time, be framed and published under the provisions of the Excise Act No. XII of 1896 or other Regulation for the time being in force, and any breach of such Rules shall subject him to the penalties provided by the said Rules.

XIV. This license shall continue in force till the 31st March 190[illegible] and no longer, but it may be recalled or resigned as provided in Sections 22 and 23 of Act XII of 1896.

OFFICE OF THE COLLECTOR,
CIVIL AND MILITARY STATION.

Bangalore, 190 .

Collector, Civil and Military Station, Bangalore.

Registered as No. in the Police Office.

District Superintendent of Police,
C. & M. Station, Bangalore.

Dated

Residency Press, Bangalore.—9-3-1900.—100.

Draft. approval

The Hon'ble the Resident in Mysore

Notification

Dated Bangalore, the

No.

In exercise of the powers conferred by sections 3(2) and 65 of the Excise Act, XII of 1896, as applied to the Civil and Military Station of Bangalore the Hon'ble the Resident in Mysore is pleased to make the following rules in supersession of all previous rules for the grant of licenses for the sale of foreign liquor and plain rectified spirits.

In these rules the term

XII of 1896

foreign liquor means and includes all wines, spirits and beer imported from foreign territories, by sea or land, all coloured and flavoured spirits manufactured in Malabar and excised at the tariff-rates of import duty, and country brewed beer imported in a condensed form and afterwards converted into potable beer and duly excised (and double distilled spirits manufactured at and imported from Bangalore distillery duly excised,) but does not include methylated spirits, ordinary arrack and plain rectified spirits manufactured in the country and excised at tariff rates.

Spirits manufactured and beer brewed in Malabar as mentioned in sub-clause (2) of the explanation to rule 2 and in clause 2 of the proviso to clause (1) of rule 3 of these rules

II (A). Licenses for the sale
foreign liquor shall be of
following descriptions, viz:

(1) Refreshment Room or La
licenses for the sale of
foreign liquor to be con
on the premises;

(2) Wholesale licenses for t
sale of foreign liquor no
to be drunk on the premis
to licensed dealers only;

(3) Opening or sampling
licenses to holders of
wholesale licenses;

(4) Shop licenses for the
retail sale of foreign
liquor not to be drunk
on the premises;

(5) Jug and bottle licenses
for sale by retail of
foreign liquor in less
quantities than one
reputed quart not to
be consumed on the prem

Shop licenses for sale of beer on draught not to be consumed on the premises.

Hotel licenses for the supply of foreign liquor to residents in hotels and boarding houses; and

Occasional licenses, such as licenses for the sale of refreshment stalls in connection with race meetings, bazaars and public entertainments. Hotel licenses will be granted for periods not exceeding one year at a time. Licenses by [illegible] to persons will not be allowed under this license.

(B) Licenses will be given to Chemists and druggists for the sale of plain rectified spirits.

(C) Special licenses will also be granted by the Collector under the orders of the Hon'ble the Resident when the circumstances are such as not to allow of

If the issue of licences for
the above descriptions of
such terms and conditions
and for such periods as he
may on each occasion de-
-termine

III The licences referred to
in rule II (A) (b) shall be
granted only to those persons
who purchase the privilege
of vending foreign liquor
in Refreshment Rooms or
Taverns under the provision
of rule IV of these rules, and
subject to the terms and
conditions set forth therein

The period for which a
Tavern licence shall be
granted shall be the period
from the 1st April in any

one year to the 31st March following, provided that with the permission of the Hon'ble the Resident such a license may be granted for a period extending to the 31st March of the second or the third year succeeding the date of the grant.

The number of the Taverns and their locality shall be fixed by the Collector with the previous approval of the Hon'ble the Resident.

IV The privilege of vending foreign liquor in each Refreshment Room or Tavern shall be sold by public auction. The sales shall be conducted by the Collector or other officer authorized by him in that behalf,

and.

and the results of such sales shall be reported to the Board without delay.

The terms and conditions of the sale shall be as follows.

[Here enter clauses 1 to 9 of the printed draft notice of like kind].

V (1) The licenses referred to in clauses (2) to (7) of rule II (A) and in rule II (B) may, in the discretion of the Collector, be granted on payment of the amount of fees herein below specified

Description of license	Amount of annual fee payable for the license
Wholesale license [Rule II (A) (2)]	For first class Rs 100. For second class Rs 50 As in each case may be determined by the Collector
Opening or sampling license [Rule II (A) (3)]	Rs 25
Shop license [Rule II (A) (4)]	Rs 50 and an additional fee of Rs 50 should the liquor sold in a year exceed 500 gallons
Jug and bottle license [Rule II (A) (5)]	Rs 25
Shop license for sale of beer on draught [Rule II (A) (6)]	Rs 50
Hotel license [Rule II (A) (7)]	Rs 100/ or 50/ as in each case may be determined by the Collector
Occasional license [Rule II (A) (8)]	Not exceeding Rs 100/ on each occasion as the Collector may determine
License to Chemists and Druggists [Rule II (B)]	Rs 40

(2) Occasional licenses referred to in rule II (A) (8) may be granted for periods not exceeding five days at one time on payment of a fee not exceeding Rs 100/ on each occasion as the Collector may determine. Removal of liquor from the premises will not be allowed under these licenses.

Customers may

VII The licenses referred to in clauses (1) to (7) of rule II (A) and in rule II (B) shall be granted in the forms A to H appended to these rules. ~~set forth in the appendix~~.

The Occasional licenses referred to in rule II (A) (8) may be issued in manuscript and in such forms as may suit the requirements of each case

The holder of a license

shall conform to the terms and conditions of his license.

VII The form of account to be kept by holders of special licenses will be prescribed by the Collector to suit the requirements of each case. The holders of all other licenses, except Occasional licenses, shall keep accounts in ~~the~~ such forms as the Resident may prescribe. ~~given in the Appendix.~~

Forms of account will, on application to the Superintendent of Excise, be supplied to the licensees on payment of the price which shall be ~~thereof, Where no price is~~ fixed by the Collector at as near ~~as may be the cost~~ price as possible

AHS

By order

Joint Assistant to the Resident

The Honourable The Resident in Mysore

Notification

Dated Bangalore, the

No In exercise of the powers conferred by Section 65 of the Excise Act, 1896 (XII of 1896), as applied to the Civil and Military Station of Bangalore, the Honble the Resident in Mysore is pleased to make the following rules for the retail sale of country spirits (viz each of the arrack shops, for the issue of licences, and for the establishment and working of the Government Excise Depot for the supply of the said shops, for regulating the supply to the Depot, and the issue and transport of country spirits therefrom) under section 22(1) of the said Act.

The conditions of sale of country spirits in each of the arrack shops in the Civil and Military Station, the form of licence, and account book to be maintained in each shop

The period for which an arrack shop shall be granted, shall be the period from the 1st April in any one year to the 31st March following. Provided that with the approval of the Resident an arrack shop may be granted for a period extending to the 31st March of the second or third year succeeding the date of the grant. The number of arrack shops shall be fixed by the Collector with the previous sanction of the Honble the Resident

I. The exclusive privilege of vending ~~Country Liquor~~ ~~Foreign~~ ~~Wines~~ in separate shops shall be disposed of by sale by public auction. The sales shall be conducted by the Collector or other officer authorized by him in that behalf, and the result of such sales shall be reported to the Resident without delay.

II. The terms and conditions of sale and the grant and issue of licenses shall be as follows.

I. Each bidder at the auction ~~will~~ shall deposit the sum of Rs. 50 previous to bidding. The shops will, subject to the provisions of the next succeeding clause be knocked down to the highest bidder above the upset price, subject to formal confirmation by the Collector. Such formal confirmation will, unless revised by the Resident for special reasons, be tantamount to an acceptance of the bid and will be necessary whether the sale be held by the Collector himself or by any other officer deputed as mentioned in clause II. Parties intending to bid must attend either in person or by duly accredited agents.

~~III.~~ It will be within the discretion of the officer conducting the sale to decline to accept any bid or deposit if, for any sufficient reason he considers su h acceptance to be undesirable.

~~IV.~~ As soon as the auction is completed, the deposits made by the unsuccessful bidders will be returned to them on application. As the auction proceeds, the person whose bid is accepted for each shop shall at once deposit a sum equal to half a month's rent for that shop in addition to the deposit required under clause I. Should he fail to do this, the deposit made by him under clause I shall be forfeited, the shop will at once be put up again for sale on the above conditions, and he will be debarred from bidding again for the same or any other shop.

~~V.~~ Persons to whom shops have been knocked down, and who have made deposits as provided in clause IV shall also, within seven days from the date of auction, deposit such further sum as with the former deposits, will make up an amount equal to two months' rent of each shop knocked down to them and shall ~~if required by the Collector execute the necessary engagements to~~ take out licenses on the conditions hereinafter set forth.

~~VI.~~ If on enquiry subsequent to sale, but before final confirmation thereof the purchaser shall be found to be of doubtful solvency, he may be required to deposit twice the amount prescribed under clause V or to provide two sureties to execute a security bond for the due payment of all moneys that may become due by him under the terms of the contract. All expenses attendant upon this proceeding shall be borne by the renter.

~~VII.~~ On the failure of any person to make deposit under clause ~~V~~ or ~~execute engagements and~~ take out licenses as aforesaid, or to comply, if required to do so, with the requisition under clause ~~VI~~, the deposits made under clauses ~~II~~ and IV will be forfeited and the shop or shops re-sold or otherwise disposed of at the discretion of the Collector.

~~VIII.~~ Re-sales effected under clause ~~VII~~ will be at the risk of the defaulting bidder, who will forfeit any gain that may ensue owing to a rise in price and, in the event of loss by resale, will make good the deficiency that may be occasioned through his default. In the latter case the forfeited deposits will be deducted from the loss arising from the re-sale and the remainder, if any, will be recovered from the bidder in the same manner as if it were an arrear of Land Revenue. Should however, the forfeited deposits be greater than the loss by

re-sale, the whole of such deposits ~~will~~ shall be credited to Government. The defaulting bidder ~~will~~ shall be similarly liable if the privilege be disposed of otherwise than by re-sale and such disposal results in loss to Government.

8 ~~XI~~ ~~IX~~ A purchaser at an auction sale or re-sale shall not be permitted to sell, transfer or subrent the right he has acquired or any interest therein without the consent of the Collector, which for any adequate reason may be withheld. Nor shall be appoint any person to act as his agent in the management of the shop without the Collector's previous approval.

9 ~~XII~~ ~~X~~ The purchaser of the shop shall be liable to the penalties prescribed for breaches of the conditions set forth below, though a formal license may not have been issued to him.

CONDITIONS.

The privilege conferred extends only to the sale by retail of arrack of the strengths of 20° U. P. and 30° U. P.

(2.) The amount for which the privilege above described has been purchased shall be payable into the Resident's Treasury in equal monthly instalments, due on or before the 20th of each month commencing from April 1900. If the deposit made by the licensee under clause V in the sale Notification be in cash, it will be taken in payment of the instalments due on the last two months of the period of the rent. Failing payment by the 20th of the month, the Collector shall at once proceed to recover the arrears together with interest at 6%, under the rules in force for the collection of land revenue. If the instalment has not been paid by the 5th of the following month, the Collector may suspend or cancel the license and issue notice of re-sale and may re-sell the license on the day fixed with effect from the date of its issue to the new purchaser. In that case the deposit will be forfeited and if it should fall short of the arrears due or the loss, if any, caused by the suspension or re-sale, the original licensee will be responsible for the difference which will be recovered under the rules in force for the collection of land revenue. If the Collector does not re-sell the shop he may make other arrangements as may appear advisable for the remainder of the lease, in which case he shall serve a notice upon the defaulting licensee informing him of the nature of the arrangement made. No remission or abatement of the rent shall, on any account whatever, be claimable by the licensee.

(3.) The licensee shall purchase spirits only from the Government Excise Depot at the rate of 6 annas 4 pies per gallon of 20° U. P., and 5 annas 7 pies per gallon of 30° U. P., exclusive of the Government duty of Rs. 4-12-0 per gallon of 20° U. P., and Rs. 4—2—6 per gallon of 30° U. P., which together with the cost price shall be paid into the Resident's treasury or to any officer duly authorised by the Resident to receive such payments. Applications shall in every case be supported by receipts showing that the duty as above has been paid, and shall be handed over to the Excise officer in charge of the depot.

(4.) The licensee of every shop shall pay a registration fee of Rs. 180 to the credit of the Assigned Tract into the Resident's Treasury, or to any officer duly authorised by the Resident to receive such payments in two half yearly instalments, and he shall also pay in the same manner a license fee of 4 annas per gallon on all arrack sold by him in excess of 55 gallons a month. The above rates and fees are in addition to the duty and cost price, which as provided for in clause 3 shall be prepaid into the Resident's Treasury or to the officer duly authorised by the Resident to receive such payments.

(5.) The licensee shall place the license granted to him in a conspicuous place in the shop, which shall be located in a building to be approved of by the Collector, but not in the same premises with a depot or shop for the sale of any other kind of intoxicants than arrack of the strength

of 20° U. P. or 30° U. P. The room used for the shop shall always be separate from the shopkeepr's dwelling house. The shop shall have only one door which shall face the street and there shall be no windows or other openings to the rear or ends of the building. No second room shall be allowed for the sale of liquor or for the use of customers.

(6.) The licensee shall fix in a conspicuous part of the front of his shop a sign board on which his name, the spirit he is licensed to sell, the current price of same and the number of his license shall be legibly inscribed in the vernacular language of the locality in which the shop is situated.

(7.) The licensee shall maintain a sufficient supply of arrack for sale in his shop which shall never be less than two Imperial Gallons.

(8.) The licensee shall prevent all drunkenness or disorder or gaming within his shop. Persons suffering from leprosy or other contagious diseases shall not be employed in selling Arrack or transporting Arrack for sale. The licensee shall not harbour robbers, thieves or riotous persons but shall give information to the nearest Magistrate or Police Officer as to any such persons who may resort to his shop. No. person shall be harboured in his shop during the night.

(9.) The licensee shall not receive any grain, jewels, goods, wearing apparel, or other article in barter or pawn for spirits, neither shall any credit be given. Payment for liquor shall be made in ready money only at the time of sale.

(10.) The licensee shall not allow any quantity of spirits however small to be conveyed from the premises except on special passes, which may be obtained for special reasons only, from the Collector or from the Superintendent of Excise.

(11.) The licensee shall not open his shop before sunrise nor keep it open after 9. P. M., except on special permit to be obtained from the Collector.

(12.) The licensee shall not sell nor give any spirits to any European non-commissioned officer, private soldier or to any European or Eurasian camp follower or to any members of the families of any of the aforesaid persons, nor to any sepoy, member of the Police or excise department or servant of a railway company, whilst on duty nor to any European vagrant under escort of the Police nor to any child under twelve years of age. Neither shall he sell liquor to any one at less than 2 annas per dram or 6—6—0 per imperial gallon of 20° U. P. and 1 anna 10 pies per dram or 5—13—6 per imperial gallon of 30° U. P.

(13.) The licensee shall not permit prostitutes or persons of notoriously bad character to meet or remain in the shop, neither shall he harbour or conceal soldiers or others knowing or having reason to believe such soldiers or others to be deserters.

(14.) The Collector may direct that the shop shall be temporarily closed on the grounds of Police administration or expediency. No remission or compensation shall be claimed if it is found necessary to enforce this clause.

(15.) The licensee shall keep a true account showing the quantity and strength of the spirits received in his shop, the quantity and strength of the spirits sold, the prices at which they are sold, and the quantity and strength of the spirits remaining unsold each day. Such account shall be produced for the inspection of the Collector, or any officer appointed by him for the purpose or any Excise officer or any Police officer not below the rank of Inspector. The permits with which the liquor is received at the shops shall be carefully and regularly filed therein and similarly produced for inspection. An inspection note book with the pages numbered consecutively shall also be maintained

intact at each shop at the licensee's cost so that officers who may inspect the shop may enter their remarks therein. This note book shall be handed over to the Collector or any officer authorised by him to receive it, whenever it is demanded. The licensee shall furnish such other returns and information as may from time to time be required by the Collector.

(16.) The licensee shall not keep in his shop, offer for sale, or sell any spirits except the arrack obtained from the Government depôt under the conditions of clause (3) *supra* neither shall he keep in his shop, offer for sale, or sell spirits of any other strength than 20° U. P., and 30° U. P. The spirits kept in the shop, offered for sale, or sold by the licensee shall be unadulterated and undiluted. The licensee shall not keep or sell spirits at any other place than that specified in the license. No foreign liquors or country spirits of greater strength than 20° U.P., or country beer or toddy or any other liquor than that to which the license relates shall be kept or sold in the building covered by this license. Nor shall any ganja, opium or any preparation thereof or therefrom be kept or sold in the building.

(17.) The licensee shall not possess or use any measures other than those which may be from time to time prescribed by Government and he shall have them tested and stamped at his own expense by the stamping establishment of the Collector's office. The present measure is fixed at 1—51 of the Imperial gallon.

(18.) In case of any breach of the conditions of the license, either by the licensee, or by any person in his employment, it shall be competent for the Collector to impose upon the licensee a fine not exceeding Rs. 10 for every such breach of such conditions or to declare the money deposited with him forfeited and to cancel and re-sell the license at the risk of the licensee, and all loss thereby caused shall be made good by the licensee. When a license is cancelled, the rent for the whole period shall become due at once and it shall be recovered as if it were an arrear of land revenue.

(19.) The imposition of a fine, or the forfeiture of deposit, or the cancellation of the license under the last preceding section shall not be held to prevent the prosecution of the licensee or any of his servants for any offence which may be committed against the Excise Laws or Rules in force.

(20.) If it comes to the knowledge of the Collector that the licensee fails to open his shop or to carry on his business with due care and attention or that he has been convicted of an offence under the Indian Penal Code, or under the Excise Laws or Rules it shall be lawful for the Collector to cancel the license and to re-sell or otherwise dispose of the privilege at the risk of the licensee.

(21.) The licensee shall not have any pecuniary dealings of any kind whatever with any of the Excise or Revenue officials.

(22.) The licensee shall not transfer or sub-rent the privileges conferred by this license without the Collectors previous permission. Nor shall any agent be appointed for the management of the shop without the Collectors previous approval.

23. The licensee shall be bound by any additional rules as may be prescribed under the Excise Law now in force, or which may hereafter be enacted, and shall on requisition by the Collector, or by any officer duly authorised by the Collector, deliver up this license for amendment or for the issue of a fresh license accordingly.

"By Order,"

H. R. C. DOBBS,

First Assistant to the Resident.

Residency Press, Bangalore—27-2-1900—300.

The Honourable the Resident in Mysore

Notification

In exercise of the powers conferred by Section 65 of the Excise Act, XII of 1896, as applied to the Civil and Military Station of Bangalore, the Resident in Mysore is pleased to make the following rules in supersession of all previous rules for the grant of licenses for the retail sale of ganja and preparations therefrom, under Section 22 (1) of the said Act.

II. The period for which a ganja shop shall be granted, shall be the period from the 1st April in any one year to the 31st March following. Provided that with the approval of the Hon'ble the Resident a ganja shop may be granted for a period extending to the 31st March of the second or third year succeeding the date of the grant. The number of such shops, shall be fixed by the Collector with the previous sanction of the Resident.

III. The exclusive privilege of vending in the ganja shops shall be disposed of by sale by public auction. The sales shall be conducted by the Collector or other officer authorized by him in that behalf, and the results of such sales shall be reported to the Resident without delay.

IV. The terms and conditions of sale and grant and issue of licenses shall be as follows:-

Licenses for [illegible] shall be granted by the Collector on the following fees being

II. Each bidder at the auction will deposit the sum of Rs. 20 previous to bidding. The shops will, subject to the provisions of the next succeeding clause, be knocked down to the highest bidder above the upset price, subject to formal confirmation by the Collector. Such formal confirmation will, unless revised by the Resident for special reasons, be tantamount to an acceptance of the bid and will be necessary whether the sale be held by the Collector himself or by any other officer deputed as mentioned in clause I. Parties intending to bid must attend either in person or by duly accredited agents.

III. It will be within the discretion of the officer conducting the sale to decline to accept any bid or deposit if for any sufficient reason he considers such acceptance to be undesirable.

IV. As soon as the auction is completed, the deposits made by the unsuccessful bidders will be returned to them on application. As the auction proceeds, the person whose bid is accepted for each shop, shall at once deposit a sum equal to a month's rent for that shop in addition to the deposit required under clause ~~II~~. Should he fail to do this, the deposit made by him under clause ~~II~~ shall be forfeited, the shop will at once be put up again for sale on the above conditions, and he will be debarred from bidding again for the same or any other shop.

V. Persons to whom shops have been knocked down, and who have made deposits as provided in clause ~~IV~~ shall also, within seven days from the date of auction, deposit such further sum as with the former deposits, will make up an amount equal to two months' rent of each shop knocked down to them, and shall ~~execute the necessary engagements to~~ take out licenses on the conditions hereinafter set forth.

VI. If on enquiry subsequent to sale, but before final confirmation thereof, the purchaser shall be found to be of doubtful solvency, he may be required to deposit twice the amount prescribed under clause ~~IV~~ supra, or to provide two sureties to excute a security bond for the due payment of all moneys that may become due by him under the terms of the contract. All expenses attendant upon this proceeding shall be borne by the ~~renter~~ purchaser.

VII. On the failure of any person to make deposit under clause ~~V~~ or to ~~execute engagements and~~ take out licenses as aforesaid or to comply if required to do so with the requisition under clause VI the deposits made under clauses ~~II~~ and ~~IV~~ will be forfeited, and the shop or shops re-sold or otherwise disposed of at the discretion of the Collector.

VIII. Re-sales effected under clause ~~VII~~ will be at the risk of the defaulting bidder, who ~~will~~ forfeit any gain that may ensue owing to a rise in price, and in the event of loss by re-sale, ~~will~~ make good the deficiency that may be occasioned through his default. In the latter case the forfeited deposits ~~will~~ be deducted from the loss arrising from the re-sale and the remainder, if any, ~~will~~ be recovered from the bidder in the same manner as if it were an

arrear of land revenue. Should, however, the forfeited deposits be greater than the loss by re-sale, the whole of such deposits will be credited to Government. The defaulting bidder will be similarly liable if the privilege be disposed of otherwise than by re-sale and such disposal results in loss to Government.

IX. A purchaser at an auction sale or re-sale shall not be permitted to sell, transfer, or sub-rent the right he has acquired or any interest therein, without the consent of the Collector, which for any adequate reason may be withheld. Nor shall he appoint any person to act as his agent in the management of the shop without the Collector's previous approval.

X. The purchaser of the shop is liable to the penalties prescribed for breaches of the conditions set forth below though a formal license may not have been issued to him.

SCHEDULE.

Name of Circle.	Police Division.	Serial No. of shop.	Locality. Door No.	Locality. Street.	Consumption of Ganja. From 1st April to 31st December 1899 (9 months).	Consumption of Ganja. Probable for the year 1899—1900.	Annual upset price.
					Seers of 80 tolas.	Seers of 80 tolas.	Rs.
Civil and Military Station.	B. Division.	1	74	Chandy Chowk	150	200	100
		2	2	Old Poor House Road	462	616	308
		3	3/1	Dharmaraja Street	276	368	184
		4	B. 2/1	General Bavadi Road	246	328	164
	C. Division.	5	91	Anthony Nicholas Street...	114	152	76

CONDITIONS.

The privilege conferred extends only to the sale by retail of ganja or preparations therefrom, that is to say to the sale of any quantity not in excess of 5 tolas.

(2.) The amount for which the privilege above described has been purchased shall be payable into the Resident's Treasury in equal monthly instalments due on or before the 20th of each month commencing from 1st April 1900.

If the deposit made by the licensee under clause V in the sale Notification be in cash it will be taken in payment of the instalments due on the last two months of the period of the rent. Failing payment by the 20th of the month, the Collector shall at once proceed to recover the arrears together with interest at 6%, under the rules in force for the collection of land revenue. If the instalment has not been paid by the 5th of the following month, the Collector may suspend or cancel the license and issue notice of re-sale, and may re-sell the license on the day fixed with effect from the date of its issue to the new purchaser. In that case the deposit will be forfeited, and if it should fall short of the arrears due and the loss, if any, caused by the suspension or re-sale, the original licensee will be responsible for the difference which will be recovered under the rules in force for the collection of land revenue. If the Collector does not re-sell the shop

he may make other arrangements as may appear advisable for the remainder of the lease, in which case he will serve a notice upon the defaulting licensee informing him of the nature of the arrangement made. No remission or abatement of the rent shall, on any account whatever, be claimable by the licensee.

(3.) The licensee shall purchase ganja only from the Government depôt within the Civil and Military Station at the rate not exceeding Rs. 4—5—6 per seer of 80 tolas, unless specially prescribed or directed to take from a Store of a distant vendor whose Licence has expired (See Corrn. note X)

(4.) The licensee shall place the license granted to him in a conspicuous place in the shop, which shall be located in a building to be approved of by the Collector, but not in the same premises with a depôt or shop for the sale of any other kind of intoxicants. The room used for the shop shall always be separate from the shopkeeper's dwelling house. The shop shall have only one door which shall face the street and there shall be no windows or other openings to the rear or ends of the building. No second room shall be allowed for the sale of ganja or for the use of customers.

(5.) The licensee shall fix in a conspicuous part of the front of his shop a sign board on which his name, the article he is licensed to sell, the current rate of sale and the number of his license shall be legibly inscribed in the vernacular language of the locality in which the shop is situated.

(6.) The licensee shall maintain a sufficient supply of ganja in his shop which shall never be less than 2 seers.

(7.) The licensee shall prevent all disorder or gaming within his shop. Persons suffering from leprosy or other contagious diseases shall not be employed in selling ganja or transporting ganja for sale. Neither shall any female be employed in the sale of ganja. The licensee shall not harbour robbers, thieves or riotous persons, but shall give information to the nearest Magistrate or Police Officer as to any such persons who may resort to his shop. No person shall be harboured in his shop during the night.

(8.) The licensee shall not receive any grain, jewels, wearing apparel, or other article in barter or pawn for ganja; neither shall any credit be given. Payment for ganja shall be made in ready money only at the time of sale.

(9.) The licensee shall not open his shop before sunrise nor keep it open after 9 P. M., except on special permit to be obtained from the Collector or from the Superintendent of Excise.

10. The licensee shall not sell nor give any ganja or preparations therefrom to any European non-commissioned officer, or private soldier, or to any European or Eurasian camp-follower, or to any members of the families of any of the aforesaid persons, or to any sepoy, member of the police or excise department or servant of a railway company whilst on duty, or to any European vagrant under escort of the Police, or to any child under twelve years of age. Neither shall he sell ganja to any one at less than Rs. 5 per seer of 80 tolas for ganja and Rs. 1—11—0 per seer for preparations therefrom.

(11.) The licensee shall not permit prostitutes or persons of notoriously bad character to meet or remain in the shop, neither shall he harbour nor conceal soldiers or others knowing or having reason to believe such soldiers or others to be deserters.

(12.) The Collector may direct that the shop shall be temporarily closed on the grounds of police administration or expediency. No remission or compensation shall be claimed if it is found necessary to enforce this clause.

13. The licensee shall keep a true account written in ink showing the quantity of ganja and description and quantity of preparations therefrom received in his shop, the quantity of ganja and description and quantity of preparations therefrom sold, the prices at which they are

sold, and the quantity and description of ganja and preparation therefrom remaining unsold each day. Such account shall be produced for the inspection of the Collector, or any officer, appointed by him for the purpose or any Excise officer not below the rank of Sub-Inspector or any Police officer not below the rank of Inspector. The permits with which the ganja is received at the shops shall be carefully and regularly filed therein and produced for inspection when required. An inspection note book with the pages numbered consecutively, shall also be maintained intact at each shop at the licensee's cost, so that officers who may inspect the shop may enter their remarks therein. This note book shall be handed over to the Collector or to any officer authorised by him to receive it or to the Superintendent of Excise whenever it is demanded. The licensee shall furnish such other returns and information as may from time to time be required by the Collector.

(14.) The licensee shall not keep in his shop, offer for sale, or sell any ganja except that obtained from the Government depôt within the Civil and Military Station under the conditions of clause (3.) The ganja and preparations therefrom kept in the shop, offered for sale, or sold by the licensee shall be of good quality and unadulterated. The licensee shall not keep or sell ganja at any other place than that specified in the license.

(15.) The licensee shall maintain weights and measures, and he shall have them tested and stamped at his own expense.

(16.) In case of any breach of the conditions of the license, either by the licensee or any person in his employment, it shall be competent for the Collector to impose upon the licensee a fine not exceeding Rs. 10 for every such breach or to declare the money deposited with him forfeited and to cancel and re-sell the license at the risk of the licensee, and all loss thereby caused shall be made good by the licensee. When a license is cancelled, the rent for the whole period shall become due at once, and it shall be recovered as if it were an arrear of land revenue.

(17.) The imposition of a fine or the forfeiture of deposit or the cancellation of the license under the last preceding section, shall not be held to prevent the prosecution of the licensee or any of his servants for any offence which may be committed against the excise laws or rules in force.

(18.) If it comes to the knowledge of the Collector that the licensee fails to open his shop or to carry on his business with due care and attention, or that he has been convicted of an offence under the Indian Penal Code, or under the excise laws or rules, it shall be lawful for the Collector, to cancel the license and to re-sell or otherwise dispose of the privilege at the risk of the licensee.

(19.) The licensee shall not have any pecuniary dealings of any kind whatever with any of the Excise or Revenue officials.

(20.) The licensee shall be bound by any additional rules that may be prescribed under the Excise Act, XII of 1896 or other excise law which may hereafter be enacted, and shall on requisition by the Collector, or by any officer duly authorised by the Collector, deliver up this license for amendment or for the issue of a fresh license.

IX. All ganja confiscated under the [illegible] may in the discretion of the Collector be sold [illegible] such confiscation be [illegible] to the Govt depôt [illegible] the [illegible]

By Order,
~~H. B. C. DOBBS,~~
~~First Assistant to the Resident.~~

Retail Ganja License.

I Collector of the Civil and Military Station of Bangalore under the provisions of Act XII of 1896 hereby license you to sell ganja by retail in the shop specified in the accompanying schedule subject to the following conditions and stipulations to be observed by you the said

CONDITIONS.

The privilege conferred extends only to the sale by retail of ganja or preparations therefrom.

2. The amount for which the privilege above described has been purchased shall be payable into the Resident's Treasury in equal monthly instalments due on or before the 20th of each month commencing from 1st April 1900

If the deposit made by you under clause 5 in the sale Notification be in cash, it will be taken in payment of the instalments due on the last two months of the period of the rent. Failing payment by the 20th of the month, the Collector will at once proceed to recover the arrears together with interest at 6%, under the rules in force for the collection of land revenue. If the instalment has not been paid by the 5th of the following month, the Collector may suspend or cancel the license and issue notice of re-sale, and may re-sell the license on the day fixed with effect from the date of its issue to the new purchaser. In that case the deposit will be forfeited, and if it should fall short of the arrears due and the loss, if any, caused by the suspension or re-sale, you will be responsible for the difference which will be recovered under the rules in force for the collection of land revenue. If the Collector does not re-sell the shop, he may make other arrangements as may appear advisable for the ramainder of the lease, in which case he will serve a notice upon you informing you of the nature of the arrangement made.

No remission or abatement of the rent shall on any account whatever be claimable by you.

3 You shall purchase ganja only from the Government depot within the Civil and Military Station at the rate not exceeding Rs. 4—5—6 per seer of 80 tolas, and ~~shall~~ actually purchase or consume on the premises ~~of a retail vender thereof~~ such quantity as may be prescribed.

4. You shall place this license in a conspicuous place in the shop which shall be located in a building to be approved of by the Collector, but not in the same premises with a depot or shop for the sale of any other kind of intoxicants. The room used for the shop shall always be separate from the shop keepers dwelling house. The shop shall have only one door which shall face the street and there shall be no windows or other openings to the rear or ends of the building. No second room shall be allowed for the sale of ganja or for the use of customers.

5. You shall fix in a conspicuous part of the front of your shop a sign board on which your name, the article you are licensed to sell, the current rate of sale and the number of your license shall be legibly inscribed in the vernacular language of the locality in which the shop is situated.

6. You shall maintain a sufficient supply of ganja in your shop which shall never be less than 2 seers.

7. You shall not sell any ganja or preparation of same to any individual in excess of five tolas.

8. You shall prevent all gaming or disorder within your shop. Persons suffering from leprosy or other contagious diseases shall not be employed in selling ganja or transporting ganja for sale. Neither, shall any female be employed in the sale of ganja, you shall not harbour robbers, thieves or riotous persons, but shall give information to the nearest Magistrate or Police officer as to any such persons who may resort to your shop. You shall not harbour any person in your shop during the night.

9. You shall not receive any grain, jewels, wearing apparel, or other article in barter or pawn for ganja; neither shall any credit be given. Payment for ganja shall be made in ready money only at the time of sale.

10. You shall not open your shop before sunrise nor keep it open after 9 P. M., except on special permit obtained from the Collector or Superintendent of Excise.

11. You shall not sell nor give any ganja or preparation therefrom to any European Non-Commissioned Officer or private soldier, or to any European or Eurasian camp follower or to any members of the families of any of the aforesaid persons, or to any sepoy, member of the Police or Excise Department or servant of a Railway Company whilst on duty. or to any European vagrant under escort of the Police, or to any child under 12 years of age. Neither shall you sell ganja to any one at less than Rs. 5 per seer of 80 tolas for ganja and Rs. 1—11—0 per seer for preparation therefrom.

12. You shall not permit prostitutes or persons of notoriously bad character to meet or remain in the shop, neither shall you harbour nor conceal soldiers or others knowing or having reason to believe such soldiers or others to be deserters.

13. The Collector may direct that the shop shall be temporarily closed on the grounds of police administration or expediency. No remission or compensation shall be claimed if it is found necessary to enforce this clause.

14. You shall keep a true account written in ink showing the quantity of ganja and description and quantity of preparations therefrom received in your shop, the quantity of ganja and description and quantity of preparations therefrom sold, the prices at which they are sold and the quantity and description of ganja and preparations therefrom remaining unsold each day. Such account shall be produced for the inspection of the Collector, or any officer appointed by him for the purpose or any Excise officer not below the rank of Sub-Inspector or any police officer not below the rank of Inspector. The permits with which the ganja is received at the shops shall be carefully and regularly filed therein and produced for inspection when required. An inspection note book with the pages numbered consecutively, shall also be maintained intact at each shop at your cost, so that officers who may inspect the shop may enter their remarks therein. This note book shall be handed over to the Collector or to any officer authorised by him to receive it or to the Superintendent of Excise whenever it is demanded. You shall furnish such other returns and information as may from time to time be required by the Collector.

15. You shall not keep in your shop, offer for sale or sell any ganja except that obtained from the Government depôt within the Civil and Military Station under the conditions of clause 3 above. The ganja and preparations therefrom kept in the shop, offered for sale or sold by you shall be of good quality and unadulterated. You shall not keep or sell ganja at any other place than that specified in this license.

16. You shall maintain weights and measures, and you shall have them tested and stamped at your own expense.

17. In case of any breach of the conditions of this license, either by you or any person in your employment, it shall be competent for the Collector to impose upon you a fine not exceeding Rs. 10 for every such breach, or to declare the money deposited with him forfeited and to cancel and re-sell the license at your risk, and all loss thereby caused shall be made good by you. If the licensee

is cancelled, the rent for the whole period shall become due at once, and it shall be recovered as if it were an arrear of land revenue.

18. The imposition of a fine or the forfeiture of deposit or the cancellation of the license under the last preceding section, shall not be held to prevent the prosecution of you or any of your servants for any offence which may be committed against the excise laws or rules in force.

19. If it comes to the knowledge of the Collector that you fail to open your shop or to carry on your business with due care and attention, or that you have been convicted of an offence under the Indian Penal Code, or under the excise laws or rules, it shall be lawful for the Collector to cancel this license and to re-sell or otherwise dispose of the privilege at your risk.

20. You shall not have any pecuniary dealings of any kind whatever with any of the Excise or Revenue officials.

21. You shall be bound by any additional rules that may be prescribed under Excise Act, XII of 1896 or other excise law which may hereafter be enacted and shall on requisition by the Collector or any officer duly authorised by the Collector deliver up this license for amendment or for the issue of a fresh license.

Given under my hand and seal this day of in the year at Bangalore.

Collector, Civil and Military Station,
Bangalore.

Schedule showing boundaries of shop.

Street and door number and name of house owner.	Bounded on the				Remarks.
	North by.	East by.	South by.	West by.	

Residency Press, Bangalore—26-2-1900.—100.

Ganja account of retail shop No. ... in the civil and Military Station of Bangalore

Name of License Holder

Date	Quantity of ganja in stock at the beginning of the day	Quantity purchased from the Excise department	Total	Quantity sold this day	Quantity reserved for the manufacture of Charas & Ganja	Total	Rate per Kg. Amount realised on sale of retail		Remarks
1	2	3	4	5	6	7	8	9	

Received (above) the ganja and the sale proceeds

The Honorable the Resident in Mysore

Notification

III

No In exercise of the powers conferred by Section 65 of the Excise Act, ~~1896~~ XII of 1896, as applied to the Civil and Military Station of Bangalore, the Resident in Mysore is pleased to make the following rules in supersession of all previous rules for the grant of licenses for the sale of country beer and porter in the beer taverns, ~~and forms of account to be maintained therein~~ under ~~Section~~ 22(iii) of the said Act:

II. The period for which a ~~beer~~ tavern shall be granted, shall be the period from the 1st April in any year to the 31st March following. Provided that with the approval of the Hon'ble the Resident a beer tavern may be granted for a period extending to the 31st March of the second or third year succeeding the date of the grant. The number of ~~such~~ taverns shall be fixed by the Collector with the previous sanction of the Resident.

IV. The exclusive privilege of vending in the ~~beer~~ taverns shall be disposed of by sale by public auction. The sales shall be conducted by the Collector or other officer authorized by him in that behalf, and the results of such sales shall be reported to the Resident's Office without delay.

V. The terms and conditions of sale and grant and issue of licenses shall be as follows:

(a) The Minimum Bid

let ~~he~~ the right he has acquired or any interest therein without the consent of the Collector which for any adequate reason may be withheld. Nor shall he appoint any person to act as his agent in the management of the ~~shop~~ without the Collector's previous approval.

8. The purchaser of the shop shall be liable to the penalties prescribed for breaches of the conditions contained in the prescribed form of license, though a formal license may not have been issued to him

II. Each bidder at the auction will deposit a sum of Rs. 50 previous to bidding. The taverns will, subject to the provisions of the next succeeding clause, be knocked down to the approved highest bidder above the up-set price mentioned in the aforesaid schedule, subject to formal confirmation by the Collector, who will be at liberty to accept or reject the bid at his discretion without assigning reasons for the same; such formal confirmation will, unless revised by the Resident for special reasons, be tantamount to an acceptance of the bid, and will be necessary whether the sale be held by the Collector himself, or by any other officer deputed as mentioned in clause I. Parties intending to bid must attend either in person or by duly accredited agents.

III. As soon as the auction is completed, the deposits made by the unsuccessful bidders, if not forfeited as hereinafter provided, will be returned to them. As the auction proceeds the person whose bid is accepted for each tavern, shall at once deposit a sum equal to half a month's rent for that tavern. Should he fail to do so, the deposit made by him under clause II will be forfeited, the tavern will at once be put up again on the above conditions, and he will be debarred from bidding again for the same, or for any other tavern.

IV. If on enquiry subsequent to sale but before final confirmation thereof the purchaser shall be found to be of doubtful solvency, he may be required to deposit twice the amount prescribed under clause III, or to provide two sureties to execute a security bond for the due payment of all moneys that may become due by him under the terms of the contract. All expenses attendant upon this proceeding shall be borne by the bidder.

V. Persons to whom taverns have been knocked down, and who have made deposits as provided in clauses II and III, shall also within seven days from the date of the auction, deposit such further sum as, with the 1st and 2nd deposits will make up an amount equal to two months' rent of each tavern knocked down to him; and shall take out licenses in the appended form A, on the conditions hereinafter set forth. On the failure of any person to make the deposit or to take out licenses as aforesaid, the tavern or taverns will be resold at the risk of such person, or, if the auction hereby notified, has already been completed, will be otherwise disposed of at the discretion of the Collector of the Civil and Military Station.

VI. Re-sales effected under clause IV will be at the risk of the defaulting bidder, who will forfeit all gain; and in the event of a loss by re-sale, he will make good the deficiency between the total amount payable for the whole period under the terms of the original sale, and the total amount payable by the successful bidder at the re-sale. In the latter case, the forfeited deposit will be deducted from the loss arising from the re-sale, and the remainder, if any, will be recovered from the bidder in the same manner, as if it were an arrear of land revenue. Should, however, the forfeited deposit be greater than the loss by re-sale, the whole of such deposit will be credited to Government. The defaulting bidder shall be similarly liable if the privilege be disposed of otherwise than by re-sale and such disposal results in loss to Government.

VII. Sales in the 25 taverns at present licensed for 9 months ending 31st December 1899, are given in the subjoined schedule.

Conditions.

(1.) The privilege conferred by the license, extends only to the sale by retail of country Beer or Porter manufactured by the licensed brewers in the Civil and Military Station of Bangalore or in the Nilgiris.

(2.) Each tavern shall be maintained in or close to the existing tavern as described in the schedule.

(3.) The amount for which the privilege has been purchased, shall be payable into the Resident's Treasury in equal monthly instalments commencing from April 1900; each instalment shall be regarded as the rent for the month in respect of which it is payable. Each month's rent shall be payable on the 25th of the same month. The deposit of two month's rent made by the licensee will be taken in payment of the rents due for the last two months of the period of the license. Failing payment by the 25th of the same month, the Collector shall at once proceed to recover the arrears together with interest at 6 per cent under the rules in force for the collection of land revenue, and may at his discretion cancel the license. No remission or abatement of the rent shall, on any account whatever, be claimable by the licensee.

(4.) The licensee shall purchase the beer to be sold in his tavern from any of the licensed brewers in the Civil and Military Station or from any licensed brewer in the Nilgiris or from their authorised agents, and shall sell the same to the public at a price not less than 9 annas per imperial gallon.

(5.) The licensee of every tavern in the Civil and Military Station of Bangalore shall pay into the Resident's Treasury or to such person as the Resident in Mysore may direct, a registration fee of Rs. 180 in two half yearly instalments, and also a license fee of 2 rupees per hogshead on all beer sold by him in excess of 7½ hogsheads a month in each tavern.

(6.) The licensee shall use such measures for retail sale as may from time to time be prescribed by Government. He shall also provide himself with printed forms of account and permits, or passes for transport of beer, which forms shall be purchased from the Collector's office.

(7.) The remaining terms and conditions shall be as set forth in Appendix A.

(8.) In case of any breach of the above conditions, either by the licensee or with his connivance or privity, by any person in his employment, or in the event of the licensee neglecting to open his shop or to carry on his business with due care and attention, it shall be competent to the Collector, to impose upon the licensee a fine not exceeding Rs. 10 for every such breach, or at his discretion to declare the money deposited with him forfeited, and to cancel the license. When a license is so cancelled, the Collector, may, at his discretion, re-sell the exclusive privilege at the risk of the licensee, and in such case all loss thereby caused shall be made good by the licensee, or the Collector may place the tavern under the direct management of Government. When a license is cancelled, and the shop is not re-sold, the rent for the remaining portion of the lease shall become due at once and shall be recovered as if it were an arrear of land revenue.

(9.) The penalties laid down in the last preceding clause shall not exempt the licensee or his employes from prosecution for any offence committed against the Excise Laws or Rules in force.

~~"By Order,"~~

~~H. R. C. DOBBS,~~

~~*1st Assistant to the Resident.*~~

18/4/00

Form M

Licence for retail sale of Country beer
(Section 22, Act XII of 1896)

Retail Beer Licence.

Register No.

Name of Licence-holder

Name of Vendor

Locality -

I. Collector

of the Civil and Military station of
Bangalore, hereby licence you

~~Defendant~~, residing

in ~~the Civil and Military Station of~~
Bangalore
~~Bangalore~~, to sell by retail ~~Europe~~
or Nilgiri ~~Country~~
or ~~Kolaspore~~ ~~Europe~~ beer and portes

from the 1st day of April 190.. to the
31st day of March 190.., on the premises

As specified in the accompanying schedule, ~~Street~~, in the Civil and Military Station of Bangalore, subject to the following conditions and stipulations to be observed by you:—

1. The privilege conferred by this license extends only to the sale by retail of country beer and ports manufactured by the licensed brewers in the Civil and Military Station of Bangalore and the Nilgiris.

You ~~shall pay~~ The amount for which the privilege has been above described shall be bought purchased into the Resident's Treasury in Equal monthly instalments, on or before the 20th of each month Commencing from the 1st April 190...

If the deposit made by you

under rule 3 of the rules provide of Country beer be in cash, it will be taken in payment of the instalments due on the last two months of the period of the license. Failing payment by the 20th of the month, the Collector will at once proceed to recover the arrears together with interest at 6 per cent under the rules in force for the Collection of land revenue. If the instalment has not been paid by the 5th of the following month, the Collector may suspend or cancel this license and issue notice of resale and may resell the license. In that case the deposit will be forfeited, and if it should fall short of the

arrears due, and the loss, if any,
caused by the suspension or resale,
you shall be responsible for the difference
which will be recovered under the
rules in force for the collection of
the land revenue. If the Collector
does not resell the shop he may
make such other arrangements as may
appear advisable for the remainder
of the lease, in which case he will
serve a notice upon you of the
nature of the arrangement made.

No remission or abatement
of the rent shall, on any account
whatever, be claimable by you.

You shall pay a registration
fee of Rs 180 to the Credit of the Assigned
Tract into the Resident's Treasury
or to any officer duly authorized
by the Resident to receive such

payments, in two half-yearly instalments, and you shall also pay on the same manner a license fee of ~~two~~ 2 rupees per hogshead on all beer and porter sold by you in excess of 7½ hogsheads a month in each ~~Licence~~ shop.

4. You shall purchase the beer and porter to be sold in your ~~Licence~~ shop only from ~~any of~~ the licensed brewers in the Civil and Military Station of Bangalore or in the Nilgiris or from their authorized agents, and shall sell the same to the public at a price not less than 9 annas per imperial gallon.

5. You shall place this license in a conspicuous place in the shop which shall be located in

a building approved of by the Collector, but not in the same premises with a depôt or shop for the sale of any other kind of intoxicants than Country beer and porter. The room used for the shop shall always be separate from your dwelling house. The shop shall have only one door which shall face the street and there shall be no windows or other openings to the rear or ends of the building. No second room shall be allowed for the sale of beer and porter or for the use of customers

6. You shall fix in a conspicuous place outside of your shop a board on which shall be

legibly painted your name, Vendor's
name, the number ~~of your shop~~ of your license, and
the articles you are licensed
to deal in, and the current prices of
the same, in the Vernacular lan-
-guage of the locality in which the
shop is situated. a sufficient supply of
7 ~~in which you shall maintain~~ beer to meet all ordinary demands.
8. You shall prevent all drunken-
-ess or dis-order or gaming within
your shop. Persons suffering
from leprosy or other Contagious
disease shall not be employed
in selling or transporting beer
and porter. You shall not
harbour robbers, thieves, or
riotous persons, but shall
give information to the nearest
Magistrate or Police officer as to
any such persons who may
resort to your shop. No person
shall be harboured in your

shop during the night

You shall not receive any grain, jewels, good, wearing apparel or other article in barter or pawn for beer ~~and~~ or porter, nor shall any credit be given. Payment for beer or porter shall be made in ready money only at the time of sale.

§ 10 You shall not allow any quantity of beer or porter, however small, to be conveyed from the premises except on special passes, which may be obtained for special reasons only from the Collector.

§ 11 You shall not open your shop before sun-rise, nor keep it open after 9 P.M., except on special permit to be obtained from the Collector or the Superintendent

3.

of Excise—

12 H. You shall not sell or give beer or porter to any ~~of the following persons, viz.~~ European non-commissioned officer, private Soldier, European or Eurasian Camp follower, ~~or~~ members of the families of any of the aforesaid persons, ~~any~~ Sepoy, or member of the Police or Excise department, or Servant of a Railway Company whilst on duty, or European Vagrant under the age of the Police and any child under 12 years of age.

13 H. You shall not permit prostitutes or persons of notoriously bad character to meet or remain in the shop, nor shall you harbour or conceal Soldiers or others

Knowing or having Reason to
believe ~~the~~ such Soldiers or
~~others~~ to be deserters

13-14 The Collector may direct
that the shop ~~shall~~ / be tem-
~~porarily~~ / closed on ~~the~~ grounds
of Police administration or
expediency. ~~No~~ Remission or
Compensation shall be claimed
if it is found necessary to enforce
~~this~~ Clause

14-15 You shall keep a true account in ink ~~shewing~~ in such form as the Regn may prescribe shewing the quantity of the beer and Porter received in your shop, the quantities sold, the prices at which ~~they~~ it was sold and the quantity remaining unsold ~~at~~ each day. Such account shall be produced for the inspection of the

Collector, or any officer appointed by him for the purpose or any Police officer not below the rank of Inspector. The permits with which beer and porter are received at your shop shall be carefully and regularly filed therein and similarly produced for inspection. An inspection note book with the pages numbered consecutively shall also be maintained intact at the shop at your cost, so that officer who may inspect the shop may enter their remarks therein. This note book shall be handed over to the Collector or any officer authorized by him to receive it, whenever it is demanded. You shall furnish such other returns and information

as may from time to time be
required by the Collector.

16 No foreign liquors, or country spirits or toddy or any other liquor than that to which this licence relates shall be kept or sold in the building covered by this licence nor shall any ganja, opium or any preparation thereof or therefrom be kept or sold in the building

17. The beer and porter sold under this licence shall be wholesome and of the same quality and density as the brewer from whom it is obtained is, by the terms of his licence, bound to supply, without dilution or adulteration of any kind. Beer or porter unfit for consumption shall be destroyed.

18 You shall not possess or use any measures other than those which may from time to time be prescribed by Govt and you shall have it them tested and stamped at your own expense by the stamping establishment of the Collector's office. You shall provide yourself with printed forms of account and permissions permits or passes for transport of beer and porter,

4/

which forms shall be purchased from the Collector's office.

17/8 You shall not have ~~any~~ pecuniary dealings of any kind whatever with any of the Excise or ~~of~~ Revenue officials.

20/8. You shall not ~~let~~ sell, transfer or ~~assign~~ or ~~sub-let~~ the privileges conferred by this license, or any interest therein, without the Collector's previous permission which for adequate reason may be withheld. Nor, ~~if the Collector so orders~~, shall any agent be appointed for the management of your shop without the Collector's previous permission.

20/9. In case of any breach of the conditions of this license, either by you or by any person in your employment, it shall be competent for the Collector to impose upon you a fine not exceeding ~~£5~~ 50/. for every such

breach of such Conditions, or to declare the money deposited with him forfeited and to cancel and resell the license at your risk, and all loss thereby caused shall be made good by you. When a license is cancelled, the rent for the whole period shall become due at once and it shall be recovered as if it were an arrear of land revenue

2022. The imposition of a fine, or the forfeiture of a deposit, or the cancellation of this license under the last preceding clause shall not be held to prevent the prosecution of you or of any of your servants for any offence which may be committed

against the excise laws or rules in force

23 & 24. If it comes to the knowledge of the Collector that you fail to open your shop or carry on your business with due care and attention or that you have been convicted of an offence under the Indian Penal Code, or under the excise laws or rules, it shall be lawful for the Collector to cancel this license and to resell or otherwise dispose of the privilege at your risk. ~~it is considered that the offence was of such a nature as to render this course advisable~~

22 & 22 You shall be bound by any additional rules which may be prescribed under the excise laws

now in force or which may hereafter be enacted,
~~now in force for the time being in force~~,
and shall, on requisition by the Collector
or by any officer duly authorized
by him, deliver up this license
for amendment or for the issue of a
fresh license accordingly.

~~Bangalore~~

~~Dated ..... 190~~ ~~Collector~~

Given under my hand and seal this
---- day of ---- in the year ---- at
Bangalore

Collector, Civil and Military Station
Bangalore

Schedule showing boundaries of shop.

Street and door number and name of house owner	Bounded on the				Remarks
	North by	East by	South by	West by	

Collector, Civil and Military Station,
Bangalore

The Honourable the Resident in Mysore

Dated Bangalore, the

No

In exercise of the powers conferred by Section 65 of the Excise Act, ~~1896~~ (XII of 1896), as applied to the Civil and Military Station of Bangalore, ~~the Hon'ble~~ the Resident in Mysore is pleased to make the following rules for the retail sale of toddy ~~in the toddy shops under section 22(1) of the said Act~~.

II. The period for which a ~~toddy shop~~ shall be granted shall be the period from the 1st July in any year to the 30th June ~~31st March~~ following: Provided that with the approval of ~~the Hon'ble~~ the Resident a toddy shop may be granted for a period extending to the 30th June ~~31st March~~ of the second or third year succeeding. The date of the grant, the number of such shops and their ~~locality~~ shall be fixed by the Collector with the previous sanction of the Resident.

III. The exclusive privilege of vending ~~in the toddy shops~~ shall be disposed of by sale by public auction. The sales shall be conducted by the Collector or other officer authorized by him in that behalf, and the results of such sales shall be reported to the Resident's Office without delay.

IV. The terms and conditions of sale and grant and issue of licenses shall be as follows:—

Notification.

No. 2534, dated the 28th May 1900.

Notice is hereby given that the right of selling Toddy in each of the nine shops in the Civil and Military Station of Bangalore, specified in the subjoined schedule, for the year beginning 1st July 1900, and ending with the 30th June 1901, will be put up to public auction. The sale will be conducted by the Collector, or by an Officer specially deputed with the sanction of the Resident for this purpose, in the Mayo Hall, at 12 noon on Tuesday the 5th June 1900.

II. Each bidder at the auction will shall deposit the sum of Rs. 25 previous to before bidding. The shops will, subject to the provisions of the next succeeding clause, be knocked down to the highest bidder subject to formal confirmation by the Collector. Such formal confirmation will, unless revised by the Resident for special reasons, be tantamount to an acceptance of the bid and will be necessary whether the sale be held by the Collector himself or by any other officer deputed as mentioned in clause I. II. Parties intending to bid must attend either in person or by duly accredited agents.

III. It will be within the discretion of the officer conducting the sale to decline to accept any bid or deposit if, for any sufficient reason, he considers such acceptance to be undesirable.

IV. As soon as the auction is completed, the deposits made by the unsuccessful bidders will be returned to them on application. As the auction proceeds, the person whose bid is accepted for each shop, shall at once deposit a sum equal to half a month's rent for that shop in addition to the deposit required under clause II. Should he fail to do this, the deposit made by him under clause II. shall be forfeited, the shop will at once be put up again for sale on the above conditions, and he will be debarred from bidding again for the same or any other shop.

V. Persons to whom shops have been knocked down, and who have made deposits as provided in clause IV. shall also, within seven days from the date of auction, deposit such further sum as with the former deposits, will make up an amount equal to two months' rent of each shop knocked down to them, and shall take out licenses on the conditions hereinafter set forth.

VI. If on enquiry subsequent to sale, but before final confirmation thereof, the purchaser shall be found to be of doubtful solvency, he may be required to deposit twice the amount prescribed under clause V. or to provide two sureties to execute a security bond for the due payment of all moneys that may become due by him under the terms of the contract. All expenses attendant upon this proceeding shall be borne by the renter.

VII. On the failure of any person to make deposit under clause V. or to take out licenses as aforesaid, or to comply, if required to do so, with the requisition under clause VI. the deposits made under clauses II. and IV. will be forfeited, and the shop or shops re-sold or otherwise disposed of at the discretion of the Collector.

VIII. Re-sales effected under clause VII. will shall be at the risk of the defaulting bidder, who will shall forfeit any gain that may ensue owing to a rise in price, and in the event of loss by re-sale, will shall make good the deficiency that may be occasioned through his default. In the latter case the forfeited deposits will shall be deducted from the loss arising from the re-sale and the remainder, if any, will shall be recovered from the bidder in the same manner as if it were an arrear of Land Revenue. Should however, the forfeited deposits be greater than the loss by re-sale, the whole of such deposits will shall be credited to Government. The defaulting bidder will shall be similarly liable if the privilege be disposed of otherwise than by re-sale and such disposal results in loss to Government.

IX. A purchaser at an auction sale or re-sale shall not be permitted to sell, transfer, or subrent the right he has acquired or any interest therein, without the

consent of the Collector, which for any adequate reason may be withheld. Nor shall he appoint any person to act as his agent in the management of the shop without the Collector's previous approval.

9 ~~XII X.~~ The purchaser of the shop shall be liable to the penalties prescribed for breaches of the conditions set forth below though a formal license may not have been issued to him.

CONDITIONS.

(1.) The privilege extends to the manufacture and sale of toddy, from date, cocoanut, sago, and dadasal palm trees in the territories of the Mysore State which, subject to the tree tax rules in force in the Mysore State, may be obtained in the groves assigned to the shops as ~~specified in schedule B annexed~~, or from the trees in private lands, under private arrangement between the renter and the owners of such lands.

(2.) The amount for which the privilege above described has been purchased shall be payable into the Resident's Treasury in equal monthly instalments due on or before the 20th of each month commencing from 1st July 1900.

If the deposit made by the licensee under clause 4 in the sale Notification be in cash, it will be taken in payment of the instalments due on the last two months of the period of the rent. Failing payment by the 20th of the month, the Collector shall at once proceed to recover the arrears together with interest at 6%, under the rules in force for the collection of land revenue. If the instalment has not been paid by the 5th of the following month the Collector may suspend or cancel the license and issue notice of re-sale, and may re-sell the license on the day fixed with effect from the date of its issue to the new purchaser. In that case the deposit will be forfeited, and if it should fall short of the arrears due and the loss, if any, caused by the suspension or re-sale, the original licensee will be responsible for the difference which will be recovered under the rules in force for the collection of land revenue. If the Collector does not re-sell the shop he may make other arrangements as may appear advisable for the remainder of the lease, in which case he shall serve a notice upon the defaulting licensee informing him of the nature of the arrangement made. No remission or abatement of the rent shall, on any account whatever, be claimable by the licensee.

(3.) The licensee of every shop shall pay a registration fee of Rs. 25 to the credit of the Assigned Tract into the Resident's Treasury in two half yearly instalments.

(4.) The licensee shall place the license granted to him in a conspicuous place in the shop, which shall be located in a building to be approved of by the Collector, but not in the same premises with a depôt or shop for the sale of any other kind of intoxicants than toddy. The room used for the shop shall always be separate from the shopkeeper's dwelling house. The shop shall have only one door which shall face the street and there shall be no windows or other openings to the rear or ends of the building. No second room shall be allowed for the sale of liquor or for the use of customers.

(5.) The licensee shall fix in a conspicuous part of the front of his shop a sign board on which his name, the liquor he is licensed to sell and the number of his license shall be legibily inscribed in the vernacular language of the locality in which the shop is situated.

6. The licensee shall maintain a sufficient supply of toddy in his shop which shall never be less than two Imperial gallons. The toddy shall not be diluted or adulterated. No toddy unfit for consumption shall be kept in the shop; such toddy shall be removed for vinegar under a permit which may be granted by the Superintendent of Excise or be destroyed in the presence of an Excise Officer. It shall rest with the Superintendent of Excise to decide as to whether the toddy is fit for consumption as toddy or not.

(7.) The licensee shall prevent all drunkenness or disorder or gaming within his shop. Persons suffering from leprosy or other contagious diseases shall not be employed in selling toddy or transporting toddy for sale. The licensee shall not harbour robbers, thieves or riotous persons but shall give information to the nearest Magistrate or Police Officer as to any such persons who may resort to his shop.

(8.) The licensee shall not receive any grain, jewels, goods, wearing apparel, or other article in barter or pawn for toddy, neither shall any credit be given. Payment for toddy shall be made in ready money only at the time of sale.

(9.) The licensee shall not allow any quantity of toddy however small to be conveyed from the premises except on special passes, which may be obtained for special reasons only, from the Collector or the Superintendent of Excise.

(10.) The licensee shall not open his shop before sunrise nor keep it open after 9 P. M., except on special permit to be obtained from the Collector or the Superintendent of Excise.

(11.) The licensee shall not sell nor give any toddy to any European non-commissioned officer, private soldier, or to any European or Eurasian camp follower or to any members of the families of any of the aforesaid persons, nor to any sepoy, member of the police or excise department or servant of a railway company whilst on duty nor to any European vagrant under escort of the Police nor to any child under twelve years of age. Neither shall he sell toddy to any one at less than one anna per seer.

(12.) The licensee shall not permit prostitutes or persons of notoriously bad character to meet or remain in the shop, neither shall he harbour or conceal soldiers or others knowing or having reason to believe such soldiers or others to be deserters.

(13.) The Collector or the Superintendent of Excise may direct that the shop shall be temporarily closed on the grounds of police administration or expediency. No remission or compensation shall be claimed if it is found necessary to enforce this clause.

(14.) The licensee shall keep a true account showing the quantity of the toddy received in his shop, the quantity sold, the prices at which sold, and the quantity remaining unsold each day. Such account shall be produced for the inspection of the Collector, or any Excise Officer not below the rank of Sub-Inspector or any Police officer not below the rank of Inspector. An inspection note book with the pages numbered consecutively shall also be maintained intact at each shop at the licensee's cost so that officers who may inspect the shop may enter their remarks therein. This note book shall be handed over to the Collector or any officer authorised by him to receive it, whenever it is demanded. The licensee shall furnish such other returns and information as may from time to time be required by the Collector or the Superintendent of Excise.

(15.) No foreign liquors or country spirits or country beer or any other liquor than that to which the license relates shall be kept or sold in the building covered by this license. Nor shall any ganja, opium or any preparation thereof or therefrom be kept or sold in the building.

(16.) The licensee shall not possess or use any measures other than those which may be from time to time prescribed by Government and he shall have them tested and stamped at his own expense by the stamping establishment of the Collector's office. The present measure is fixed at $\frac{1}{4}$th of the Imperial gallon.

(17.) In case of any breach of the conditions of the license, either by the licensee or by any person in his employment, it shall be competent,

for the Collector to impose upon the licensee a fine not exceeding Rs. 10 for every such breach of such conditions or, to declare the money deposited with him forfeited and to cancel and resell the license at the risk of the licensee, and all loss thereby caused shall be made good by the licensee. When a license is cancelled, the rent for the whole period shall become due at once and it shall be recovered as if it were an arrear of land revenue.

(18.) The imposition of a fine, or the forfeiture of deposit, or the cancellation of the license under the last preceding section shall not be held to prevent the prosecution of the licensee or any of his servants for any offence which may be committed against the Excise Laws or Rules in force.

(19.) If it comes to the knowledge of the Collector that the licensee fails to open his shop or to carry on his business with due care and attention or that he has been convicted of an offence under the Indian Penal Code, or under the Excise Laws or Rules, it shall be lawful for the Collector to cancel the license and to re-sell or otherwise dispose of the privilege at the risk of the licensee.

(20.) The licensee shall not have any pecuniary dealings of any kind whatever with any of the Excise or Revenue officials.

(21.) The licensee shall not transfer his license by sale, gift, mortgage or otherwise and no other person or persons than those mentioned in the license shall have power to act under it.

(22.) Sale of toddy shall be made only in the shop for which the license has been granted and not elsewhere on any pretext whatever.

(23.) General permits for the transport of toddy from the frontier line of the Civil and Military Station to the shops will be granted by the Superintendent of Excise. No transport of toddy without a permit will be permitted.

(24.) The licensee shall be bound by any additional rules as may be prescribed under the Excise Law now in force, or which may hereafter be enacted, and shall, on requisition by the Collector, or by any officer duly authorised by the Collector, deliver up this license for amendment or for the issue of a fresh license accordingly.

~~"By Order,"~~

~~H. R. C. DOBBS,~~

~~*First Assistant to the Resident.*~~

Not to be printed 105

Appendix A.

Abstract of Tree-tapping Rules in Mysore.

The tree-tapping rules in Mysore provide as follows so far as the Civil Military Station of Bangalore is concerned.

1. Tree-tapping licenses in the prescribed form shall be issued on the application of toddy-shop-keepers in British Territory desirous of obtaining toddy from trees growing in the Mysore territory but free from payment to the Mysore Government of the tree-tax prescribed in clause 8 below. The licenses may be issued in the name of applicant himself or of his nominees.

2. Applications for the grant of tree-tapping licenses must be made in the prescribed form to the Excise Supervisor of the Range concerned. Forms may be obtained from him or the Inspectors under him. They must bear a court fee stamp of one anna.

3. Applications for tree-tapping licenses for trees in occupied or alienated lands, should be countersigned by the owner of the trees intended to be marked in token of his consent.

4. On receipt of an application the Supervisor will at once take steps for the marking of the trees by an Officer superior in rank to an Examiner and for the timely issue of the license.

5. Deputy Commissioners may, subject to orders of the Excise Commissioner from time to time, prescribe the minimum number of trees for which licenses will be granted and the minimum number to be entered in a single application. They may also direct that the trees situated in one village only shall be included in an application.

6. No trees shall be tapped, nor shall toddy be drawn from any toddy tree, nor shall any pot be attached to any toddy tree, until the tree has been marked by the proper Officer. But the preparation of the spathes for the drawing of toddy is permitted as soon as the application in the prescribed form has been delivered to the Supervisor.

7. For all toddy-yielding trees, tree-tapping licenses shall be annual.

8. No tree is to be tapped for toddy with a license therefor to be obtained by payment of tree-tax at the following rates :—

Tree.	Tree-tax for each tree per annum including local cess. Rs.	A.	P.
Date	1	1	0
Cocoanut	2	2	0
Palmyra	1	9	6
Bagani or Sago palm	1	9	6
Dadasal (Arenga wightii)	0	8	6

9. Tree rent at 4 annas per tree with local cess thereon shall be levied for Government trees tapped for the supply of shops in the Civil and Military Station of Bangalore and those outside the territories of Mysore.

10. A shop-keeper or renter in the Civil and Military Station of Bangalore desiring to obtain toddy from trees growing in the Mysore territory will pay into the Resident's Treasury the tree tax on the trees which he proposes to tap. The Treasury Officer after satisfying himself that the applicant is a person who is entitled to take out a tree-tapping license will grant a receipt with this fact certified at the foot.

11. The applicant will then proceed to make an application to the proper Mysore authorities in accordance with the tree-tapping rules in force in that State. The Mysore authorities concerned will accept the receipt and certificate

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as evidence that the amount mentioned has been paid, and that the applicant is a person by whom an application for a tree-tapping license may be made. It must, however, be distinctly understood that licenses may be refused at discretion in the case of trees reserved by the Excise Department for the purpose of giving them rest or for other reason considered sufficient by the Officer refusing the license. The issue of licenses, marking of the trees, &c., will be effected in precisely the same manner as if the applicant were a shop-keeper in the Mysore State, the number of trees to be licensed being calculated at the higher rate of the two, whether British or Mysore, if the rate is not the same on both sides of the frontier.

12. The Supervisor concerned in the Mysore State will issue Transport Permits to the frontier in the usual way, care being taken as far as possible to prescribe a route which does not involve the toddy approaching any Mysore toddy shops. The latter should not be located along any of the main routes by which toddy is exported to the Madras Presidency, if it can be avoided; and the attention of the Deputy Commissioner concerned, should be invited to the desirability of removing adjacent shops to a distance. It will be for the British Officer to grant permits from the frontier on to the destination of the toddy.

13. Transport Permits, for toddy exported by rail, will be given in batches of seven or any other requisite number one for each day to allow of a transport permit being invariably attached to the way-bill.

14. In the tree-tapping licenses granted on the application of British renters and shop-keepers the following rule will be inserted :—

> "All toddy drawn by the licensee shall, as soon as the pots containing it are removed from the trees, be immediately conveyed across the frontier into the Civil and Military Station, under a general transport permit granted by the Deputy Commissioner of the District or other duly authorised officer or person. Transfers of toddy even by way of gift between the time of drawing and crossing the frontier and tree-foot sales or sales in the open, or the disposal of the toddy in any other manner unauthorised by the rules in force are strictly prohibited."

15. Licenses to British shop-keepers to tap-trees in the Mysore State are granted in consideration of the payment of tree-tax to the British Government and are liable to cancellation at its request, or that of any Officer duly empowered by it in this behalf.

16. Every person to whom a tapping license is granted for the manufacture of toddy either for local consumption or for export to British territory, shall observe the following rules in tapping date trees :—

(*a*) Trees tapped one year shall not ordinarily be tapped the next year.

(*b*) Trees shall not be overtapped or overworked.

(*c*) In no date tree shall the initial incision be made at any point less than three feet from the ground except in places where permission is specially given.

(*d*) No date tree shall be cut to a greater depth than one-third of its diameter.

(*e*) Every fresh incision shall not be less than one foot above the last incision except in localities where permission is specially given.

(*f*) Not less than eight leaves should be left on each tree.

(*g*) The licensee shall not cut or injure or permit to be cut or injured the trees licensed to him or any other trees.

(*h*) The licensee or his employer will be liable to pay a fine of one rupee for each tree which may die from overtapping or careless tapping either during the lease or within six months after its expiration.

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- shop at Licuie Co.
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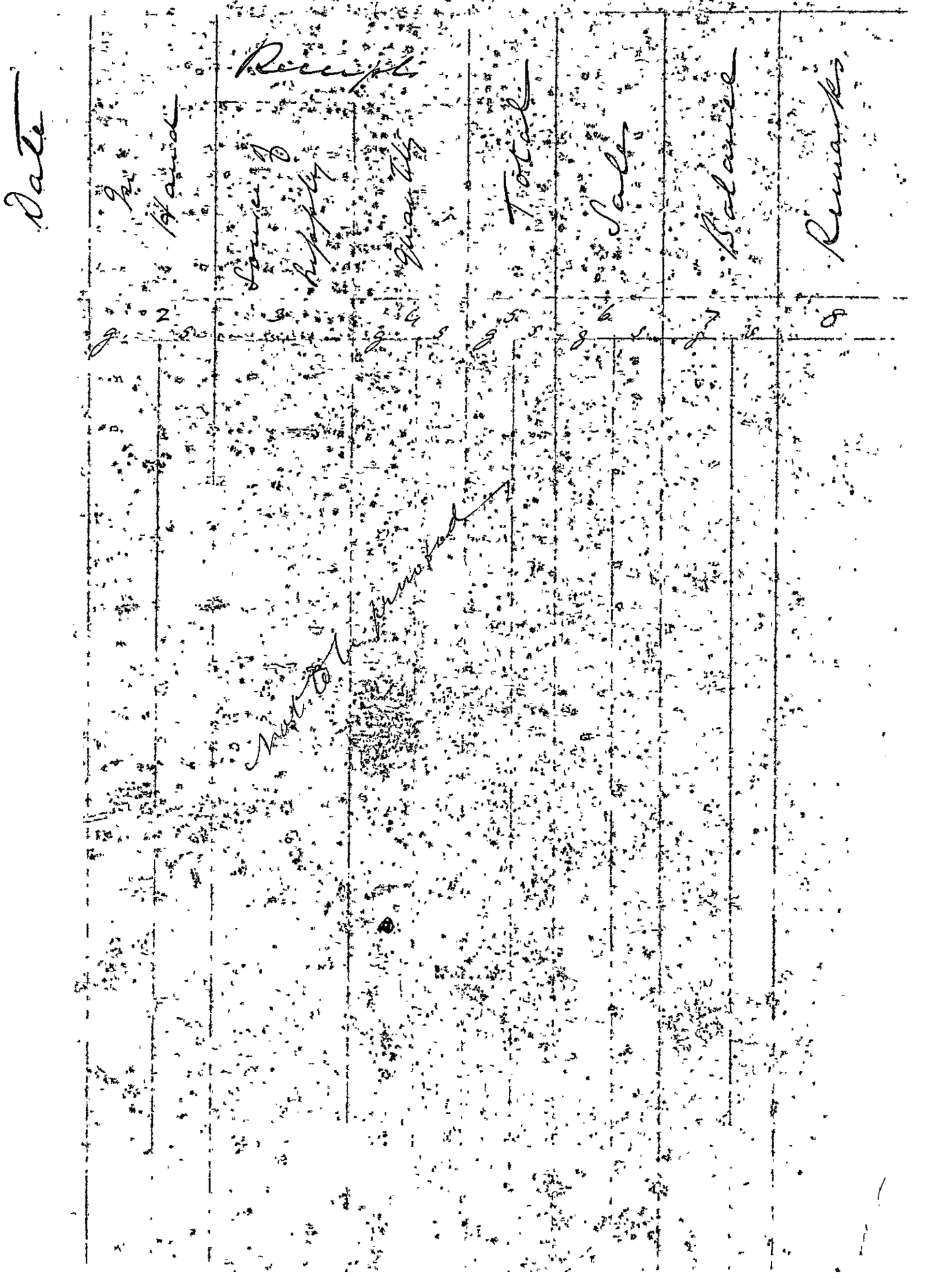

* If the deposit made by you under rule 4 of the rules for sale of toddy &c. in cash, it will be taken in payment of the instalments due on the last two months of the period of the lease. Failing payment by the 20th of the month, the Collector will at once proceed to recover the arrears together with interest at 6 per cent, under the rules in force for the collection of land revenue. If the instalment has not been paid by the 5th of the following month the Collector may suspend or cancel the license and issue notice of re-sale, and may resell the license on the day fixed with effect from the date of its issue to the new purchaser. In that case the deposit will be forfeited, and if it should fall short of the arrears due and the loss, if any, caused by the suspension or re-sale, you shall be responsible for the difference which will be recovered under the rules in force for the collection of land revenue. If the Collector does not re-sell the shop he may make such other arrangements as may appear advisable for the remainder of the lease, in which case he will serve a notice upon you of the nature of the arrangement made. No remission or abatement of the rent shall on any account whatever be claimable by you.

11-Nov 1903

Form K

Retail Toddy License.

—:o:—

Registered No.

Name of License holder.

Name of Vendor or Shopman.

Locality.

I, Collector, Civil and Military Station, Bangalore, do hereby grant a license to you residing at ..... to sell by retail toddy, from the 1st of July 190- to the 30th of June 190-, for the retail vend of toddy in the Civil and Military Station of Bangalore, on the following conditions and stipulations to be observed by you.

1. The privilege extends to the manufacture and sale of toddy, from date, cocoanut, sago and dadasal palm trees in the territories of the Mysore State which subject to the tree tax rules in force in the Mysore State may be obtained in the groves assigned to the shops as specified in the Schedule K or from the trees in private lands, under private arrangement between the renter and the owners of such lands.

2. The amount for which the privilege above described has been purchased, shall be payable into the Resident's Treasury in equal monthly instalments due on or before the 20th of each month commencing from the 1st July 190-.

3. The licensee of every shop shall pay a registration fee of Rs. 25 to the credit of the assigned tract into the Resident's Treasury in two half yearly instalments.

4. The licensee shall place the license granted to him in a conspicuous place in the shop, which shall be located in a building to be approved of by the Collector, but not in the same premises with a depôt or shop for sale of any other kind of intoxicants than toddy. The room used for the shop shall always be separate from the shop-keeper's dwelling house. The shop shall have only one door which shall face the street and there shall be no windows or other openings to the rear or ends of the building. No second room shall be allowed for the sale of liquor or for the use of customers.

5. The licensee shall fix in a conspicuous part of the front of his shop a sign board on which his name, the liquor he is licensed to sell and the number of his license shall be legibly inscribed in the vernacular language of the locality in which the shop is situated.

6. The licensee shall maintain a sufficient supply of toddy in his shop which shall never be less than two Imperial gallons. The toddy shall not be diluted or adulterated. No toddy unfit for consumption shall be kept in the shop. Such toddy shall be removed for vinegar under a permit which may be granted by the Superintendent of Excise or be destroyed in the presence of an Excise Officer. It shall rest with the Superintendent of Excise as to whether the toddy is fit for consumption as toddy or not.

7. The licensee shall prevent all drunkenness or disorder or gaming within his shop. Persons suffering from leprosy or other contagious diseases shall not be employed in selling toddy or transporting toddy for sale. The licensee shall not harbour thieves, robbers or riotous persons but shall give information to the nearest Magistrate or Police Officer as to any such persons who may resort to his shop.

8. The licensee shall not receive any grain, jewels, goods, wearing apparel or other article in barter or pawn for toddy. Neither shall any credit be given. Payment for toddy shall be made in ready money only at the time of sale.

9. The licensee shall not allow any quantity of toddy, however small, to be conveyed from the premises except on special passes, which may be obtained for special reasons only, from the Collector or Superintendent of Excise.

10. The licensee shall not open his shop before sunrise nor keep it open after 9 P. M., except on special permit to be obtained from the Collector or Superintendent of Excise.

11. The licensee shall not sell nor give any toddy to any European non-Commissioned Officer, private soldier, or to any European or Eurasian camp follower, or to any members of the families of any of the aforesaid persons, nor to any sepoy, member of the Police or Excise Department, or servant of a Railway Company whilst on duty, nor to any European vagrant under escort of the Police nor to any child under 12 years of age. Neither shall he sell toddy to any person at less than one anna per measuring seer.

12. The licensee shall not permit prostitutes or persons of notoriously bad character to meet or remain in the shop, neither shall he harbour or conceal soldiers or others, knowing or having reason to believe such soldiers or others to be deserters.

13. The Collector or Superintendent of Excise may direct that the shop shall be temporarily closed on the grounds of Police administration or expediency. No remission or compensation shall be claimed if it is found necessary to enforce this clause.

14. The licensee shall keep a true account, showing the quantity of the toddy received in his shop, the quantity sold, the prices at which it was sold and the quantity remaining unsold each day. Such accounts shall be produced for the inspection of the Collector or any Excise Officer not below the rank of Sub-Inspector or any Police Officer not below the rank of Inspector. An inspection note book with the pages numbered consecutively shall also be maintained intact at each shop at the licensee's cost, so that officers who may inspect the shop may enter their remarks therein. This note book shall be handed over to the Collector or any officer authorized by him to receive it whenever it is demanded. The licensee shall furnish such other returns and information as may from time to time be required by the Collector or Superintendent of Excise.

15. No foreign liquors, or country spirits or country beer or any other liquor than that to which the license relates, shall be kept or sold in the building covered by this license, nor shall any ganja, opium or any preparation thereof or therefrom be kept or sold in the building.

16. The licensee shall not possess or use any measures other than those which may from time to time be prescribed by Government and he shall have them tested and stamped at his own expense by the stamping establishment of the Collector's office. The present measure is fixed at ¼ of the Imperial Gallon.

17. In case of any breach of the conditions of the license, either by the licensee or by any person in his employment, it shall be competent for the Collector to impose upon the licensee a fine not exceeding Rs. 10 for every such breach of such conditions or to declare the money deposited with him forfeited and cancel and resell the license at the risk of the licensee, and all loss thereby caused shall be made good by the licensee. When a license is cancelled the rent for the whole period shall become due at once and it shall be recovered as if it were an arrear of land revenue.

18. The imposition of a fine or forfeiture of deposit or the cancellation of the license under the last preceding section shall not be held to prevent the prosecution of the licensee or any of his servants for any offence which may be committed against the Excise law or rules in force.

19. If it comes to the knowledge of the Collector that the licensee fails to open his shop or to carry on his business with due care and attention or that he has been convicted of an offence under the Indian Penal Code or under the Excise laws or rules, it shall be lawful for the Collector to cancel the license and to resell or otherwise dispose of the privilege at the risk of the licensee.

20. The licensee shall not have any pecuniary dealings of any kind whatever with any of the Excise or Revenue officials.

21. The licensee shall not transfer this license by sale, gift, mortgage or otherwise and no other person or persons than those mentioned in the license shall have power to act under it.

22. Sale of toddy shall be made only in the shop for which the license has been granted and not elsewhere on any pretext whatever.

23. General permits for the transport of toddy from the frontier line of the Civil and Military Station to the shops will be granted by the Superintendent of Excise. No transport of toddy without a permit will be permitted.

24. The licensee shall be bound by any additional rules as may be prescribed under the Excise Law now in force, or which may hereafter be enacted, and shall, on requisition by the Collector, or by any officer duly authorized by the Collector, deliver up this license for amendment or for the issue of a fresh license accordingly.

25. This license shall continue in force till the and no longer.

BANGALORE,

Dated 190 .

Collector.

Given under my hand and seal

this day of in the year 190 , at Bangalore

Collector, Civil and Military Stations, Bangalore

Residency Press, Bangalore.—21-6-1900.—25.

Appendix B.

List of palm groves in the Kunigal Taluk assigned to the shops in the Civil and Military Station.

Name of Taluk to which trees have been reassigned.	Name of village where the trees are situated.	Survey No.	Approximate No. of trees.	Remarks.
Bangalore Civil and Military Station...	Kanchagal pura Amanikere ...	1	420	
		4	206	
		8	95	
		9	35	
		33	40	
		55	58	
		72	226	
		73	71	
		127	27	
		137	305	
		189	889	
		221	300	
		228	160	
		40	30	
		22	7	
		Both sides of Nala from Survey Nos. 1 to 56. ...	500	
		Total.....	3,369	
	Kothipura	14	30	
		21	101	
		23	28	
		29	54	
		31	5	
		Village site	87	
		Footpath leading from Kothipura to Gavimata .	60	
		Total.....	425	
	Herur	9	3,274	
		11		
		15	263	
		24	12	
		32	65	
		59	569	
		60	134	
		61	293	
		43	102	
		Lane leading from Herur to Chotnahalli ...	30	
		Total.....	4,742	
	Arakere	34	200	
		35	200	
		40	40	
		Total.....	440	
	Teppasandra	7	200	
		17	36	
		26	80	
		27	70	
		2, 3		
		41	115	
		42	120	
		Total.....	621	
	Lallapura ...	5	200	
		10	148	
		19	3,609	
		Total.....	3,957	
Grand total trees allotted to Civil and Military Station of Bangalore...			13,554	

Toddy Schedule

No. of license.	Locality.	Consumption in each shop for 9 months ending 31st March 1900.		Annual upset price for each shop.	Remarks.
		Ghadas.	Seers.		
1	No. 339—340 Old Poor House Road	2,575	16	Rs. 500	
2	„ 5 Nullah Road	2,257	18	„ 500	
3	„ 12 Nullah Road	2,264	3	„ 700	
4	„ 7 Knoxpet	818	6	„ 350	
5	„ 9 Markam Road	980	2	„ 150	
6	„ 151 Neelsandra	539	13	„ 150	
7	„ 90 Chandy Chouk Road	1,758	9	„ 500	
8	„ 23 Grass Cutter's Lane Cross Street	1,794	16	„ 700	
9	„ 207 Old Poor House Road	49	8	„ 150	

List showing the particulars of groves assigned in the Kankanhalli Taluk to the Civil and Military Station.

Serial No.	Name of the place where the grove is situated.	No. of fit date trees situated on		Remarks.
		Government unoccupied lands.	Occupied lands.	
1	Thodda Sathanalli	950	*4,100	*Though these trees were on occupied lands the occupiers had no control over them till the survey settlement was introduced into the taluk. The settlement having now been introduced, the occupiers are entitled to the trees. The renter of the Civil and Military Station shops should make his own arrangements, with the occupants concerning these trees.
2	Chickka Sathanalli	50	*600	

Residency Press, Bangalore.—30-5-1900.—50.

The Hon'ble the Resident in Mysore

Notification

Dated Bangalore the

No.

In exercise of the powers conferred by section 65 (f) and (g) of the Excise Act, 1896 (XII of 1896), as applied to the Civil and Military Station of Bangalore, the Hon'ble the Resident in Mysore is pleased to make the following rules for the working and management of the Government Excise Depôt established in the said Station for the supply of country spirits classed as arrack to the arrack shops and of ganja to the ganja shops:

Excise Depôt Rules

These rules apply to the Government Excise Depôt established in the Civil and Military Station for the supply of country spirit classed as arrack to the arrack shops, and of ganja to the ganja shops.

Part I Arrack.

2. In these rules the word "to gauge" means to determine the quantity of spirit contained in or taken from any receptacle, or to determine the capacity of a cask or other receptacle, and "to prove" means to test the strength of spirits by an hydrometer. The strength of the guard maintained at the Depôt shall ordinarily be two peons, but when, in the opinion of the Superintendent of Excise, such guard does not afford sufficient security it will be increased at his discretion by withdrawing one or more peons from his or his Assistants orderly.

4. The Depôt shall be opened at 7 a.m. and will be closed at noon except on Sundays and authorized holidays, when it will be closed except under the special orders of the Superintendent of Excise.

5. All spirits shall be kept in the store room provided for the purpose, and the key of which room shall will be kept by the officer in charge.

11. 6. If on examination of the spirits contained in any receptacle, by the Superintendent or Assistant Superintendent of Excise, or on the completion of the issue thereof

shall
be found that there has been any such decrease in the quantity or strength of such spirits, or of both, when compared with the quantity or strength thereof or of both as issued from the distillery, as will lead to a decrease exceeding one per centum in the duty leviable thereon, an immediate report shall be made by the Superintendent of Excise to the Collector stating the full facts of the case, and should it be proved to the satisfaction of the latter officer that such decrease has been caused by accident or other unavoidable cause he may order the wastage to be written off the Depot accounts; otherwise he shall refer the matter to the Honble the President for final orders.

10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100 101 102 103 104 105 106 107 108 109 110 111 112 113 114 115 116 117 118 119 120 121 122 123 124 125 126 127 128 129 130 131 132 133 134 135 136 137 138 139 140 141 142 143 144 145 146 147 148 149 150 151 152 153 154 155 156 157 158 159 160 161 162 163 164 165 166 167 168 169 170 171 172 173 174 175 176 177 178 179 180 181 182 183 184 185 186 187 188 189 190 191 192 193 194 195 196 197 198 199 200 201 202 203 204 205 206 207 208 209 210 211 212 213 214 215 216 217 218 219 220 221 222 223 224 225 226 227 228 229 230 231 232 233 234 235 236 237 238 239 240 241 242 243 244 245 246 247 248 249 250 251 252 253 254 255 256 257 258 259 260 261 262 263 264 265 266 267 268 269 270 271 272 273 274 275 276 277 278 279 280 281 282 283 284 285 286 287 288 289 290 291 292 293 294 295 296 297 298 299 300 301 302 303 304 305 306 307 308 309 310 311 312 313 314 315 316 317 318 319 320 321 322 323 324 325 326 327 328 329 330 331 332 333 334 335 336 337 338 339 340 341 342 343 344 345 346 347 348 349 350 351 352 353 354 355 356 357 358 359 360 361 362 363 364 365 366 367 368 369 370 371 372 373 374 375 376 377 378 379 380 381 382 383 384 385 386 387 388 389 390 391 392 393 394 395 396 397 398 399 400 401 402 403 404 405 406 407 408 409 410 411 412 413 414 415 416 417 418 419 420 421 422 423 424 425 426 427 428 429 430 431 432 433 434 435 436 437 438 439 440 441 442 443 444 445 446 447 448 449 450 451 452 453 454 455 456 457 458 459 460 461 462 463 464 465 466 467 468 469 470 471 472 473 474 475 476 477 478 479 480 481 482 483 484 485 486 487 488 489 490 491 492 493 494 495 496 497 498 499 500 501 502 503 504 505 506 507 508 509 510 511 512 513 514 515 516 517 518 519 520 521 522 523 524 525 526 527 528 529 530 531 532 533 534 535 536 537 538 539 540 541 542 543 544 545 546 547 548 549 550 551 552 553 554 555 556 557 558 559 560 561 562 563 564 565 566 567 568 569 570 571 572 573 574 575 576 577 578 579 580 581 582 583 584 585 586 587 588 589 590 591 592 593 594 595 596 597 598 599 600 601 602 603 604 605 606 607 608 609 610 611 612 613 614 615 616 617 618 619 620 621 622 623 624 625 626 627 628 629 630 631 632 633 634 635 636 637 638 639 640 641 642 643 644 645 646 647 648 649 650 651 652 653 654 655 656 657 658 659 660 661 662 663 664 665 666 667 668 669 670 671 672 673 674 675 676 677 678 679 680 681 682 683 684 685 686 687 688 689 690 691 692 693 694 695 696 697 698 699 700 701 702 703 704 705 706 707 708 709 710 711 712 713 714 715 716 717 718 719 720 721 722 723 724 725 726 727 728 729 730 731 732 733 734 735 736 737 738 739 740 741 742 743 744 745 746 747 748 749 750 751 752 753 754 755 756 757 758 759 760 761 762 763 764 765 766 767 768 769 770 771 772 773 774 775 776 777 778 779 780 781 782 783 784 785 786 787 788 789 790 791 792 793 794 795 796 797 798 799 800 801 802 803 804 805 806 807 808 809 810 811 812 813 814 815 816 817 818 819 820 821 822 823 824 825 826 827 828 829 830 831 832 833 834 835 836 837 838 839 840 841 842 843 844 845 846 847 848 849 850 851 852 853 854 855 856 857 858 859 860 861 862 863 864 865 866 867 868 869 870 871 872 873 874 875 876 877 878 879 880 881 882 883 884 885 886 887 888 889 890 891 892 893 894 895 896 897 898 899 900 901 902 903 904 905 906 907 908 909 910 911 912 913 914 915 916 917 918 919 920 921 922 923 924 925 926 927 928 929 930 931 932 933 934 935 936 937 938 939 940 941 942 943 944 945 946 947 948 949 950 951 952 953 954 955 956 957 958 959 960 961 962 963 964 965 966 967 968 969 970 971 972 973 974 975 976 977 978 979 980 981 982 983 984 985 986 987 988 989 990 991 992 993 994 995 996 997 998 999 1000

No spirits shall be received into the Depot unless accompanied by a permit from the officer in charge of the distillery wherein the same were made, ~~or of the Warehouse where the same have been~~ All spirits received into the Depot shall be gauged and proved when issued and the officer in charge shall immediately on receipt of the casks containing the spirit from the distillery, examine and compare the same with the permits issued from the Distillery, and unless he has at once noted on the back of the permit and also in his diary any discrepancy noticed by him between the permit issued from the Distillery and the casks of liquor covered by same he will be held responsible for the quantity and strength of liquor as entered in the permit.

3. The Honourable the Resident will appoint such officer or officers of the Excise Department as he may see fit to be in charge of the Excise Depot.

2. The Excise Depot shall be under the ~~immediate~~ supervision of the Superintendent of Excise, and who will carry out the provisions of these rules either in person or through his subordinates, ~~as the Honourable the~~ Resident may from time to time direct. Provided that nothing herein contained shall be held to prevent the Collector and other officers vested with the powers of the Collector from inspecting the Depot, or to prevent the Collector from issuing such orders relating thereto as he shall from time to time see fit subject to the approval and confirmation of the Honourable the Resident.

29 X. The Depot shall be open only for the entrance and exit of persons who have business within it. Except with the permission of the Superintendent of Excise or other superior officer, no one except officers of the Excise Department and the superior officers of other Government departments, licensed vendors and their servants who have come to purchase spirits, shall be allowed to enter the premises on any pretext.

30 XI. All persons entering the Depot shall be under the officer in charge in respect of their conduct and proceedings within the Depot, and shall be liable to search, on their quitting the premises at the discretion of the officer in charge.

11 12. The use of naked lights of any description within the Depot is prohibited. Closed lanterns only shall be used.

31 12 13. The officer in charge of the depot may eject ~~and exclude~~ from the premises any person whom he shall find to have committed or to be about to commit any breach of these rules, or of the provisions of the Excise Act 1896, or who shall be intoxicated, riotous or disorderly. All action taken by any such officer under this rule shall forthwith be recorded by him in writing in his official diary for the information of his official superiors.

14. Except as otherwise provided, all orders passed and proceedings taken under these rules by officers of the Excise Department shall be subject to appeal to their respective immediate superiors within one month. The decision of the Honourable the President on any such appeal shall be final.

14 15. Spirits of any strength may be kept in store in the Depot, but issues of country spirits shall be restricted to such strengths as may from time to time be prescribed. Such strength shall for the present be 20° and 30° u.p. under proof.

16. Spirit may only be issued from the Depot for local consumption to licensed arrack shopkeepers on payment of 6 annas 4 pies per gallon 20° u.p. and 5 annas 7 pies per gallon of 30 u.p. plus Government duty

of Rs 4-12-0 per gallon of 20° ~~up~~ and Rs 4-2-6 per gallon of 30° ~~up~~.

16 17. No smaller quantity than one imperial gallon shall be issued at any one time.

17 18. The measures to be used at the Depot shall be the standard imperial gallon, and $\frac{1}{51}$ part thereof shall be equal to one "~~standard~~ ml" dram.

13 19. The cask conveying spirit from the Distillery shall bear the name of the Distillery, ~~&~~ nature and strength of the spirits contained in the cask legibly painted, branded or cut on one end of such cask.

20. ~~It~~ Payment for the cost price of country spirits at the contract rate of Rs 0-6-4 per gallon supplied by the Contractor for the manufacture of country spirits in the Civil and Military Station and the Invoice stating will be made in the following manner.

(1) A bill for the cost price of the liquor supplied to the depot will be submitted by the manufacturers once a fortnight to the Superintendent of Excise.

(2) On receipt of ~~the~~ the bill ~~same~~ the Superintendent of Excise or his Assistant shall check the bill with Forms No 2A ~~and~~ Nos 1A, 2A, and 10A in the Depot and having ascertained that the amount of the bill is correct ~~shall~~ will certify to this following effect on the bill. "Certified that I have

with the Depot accounts

personally checked this bill and found that the amount of the same (Rupees in writing) is correct.

(3) Should the bill submitted be found to be incorrect it shall at once be returned to the manufacturer for amendment.

(4) The Collector shall on receipt of the bill from the Superintendent of Excise have the same checked with the duplicate permits form 24 in his office, and then pass it for payment by the Treasury Officer of the Head of the Revenue's Treasury

21. The following are the forms of accounts prescribed to be maintained in connection with the Excise Depot

[illegible] (1 to 9)

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27

&7 ans 22

Form No 1A

22 ans 24. Indent for supplies of ~~liquor~~ spirit. —

For supplies of spirit. The Superintendent of Excise shall send to the Officer in charge of the Distillery an indent in this form showing the number of casks of spirits required.

Form No 2A

23 22. Permit for the transport of spirits from the Distillery to the Excise depot.

The officer in charge of the distillery shall thereupon fill up the requisite number of casks with the spirits indented for, and shall carefully seal the same An impression of the seal used by the Distillery officer shall be kept at the depot, and should the seal at any time be changed or altered in any way, the Distillery officer shall at once inform the the Superintendent of Excise, and also forward to him an impression of the changed or altered seal. As soon as the casks have been filled up and sealed the Distillery officer shall issue a permit in Forms which shall be kept in triplicate, the original to be entrusted to the person accompanying the consignment, the duplicate to be forwarded to the Collector, and the triplicate to be retained at the Distillery. On receipt of the liquor at the Excise Depot the contents of the pass shall be compared by the officer in charge with the details painted on the casks, and the seals etc on the casks examined. Discrepancies or other irregularities discovered shall at once be entered on the reverse of the pass, and in the officers diary and a report shall also then be made to the Superintendent of Excise

The date and hour of receipt of consignments shall also be entered on the reverse of Form 2 and also on the duplicate of Form I to show that the indent has been complied with. The original permits shall be retained at the Excise Depot until the close of the month when they shall be submitted to the Collector along with the monthly accounts for comparison with the duplicates submitted to him by the Distillery Officer.

Form 5.A

24 23. Register of Spirits received into and issued from each vat or cask in the Excise Depot.

Whenever a consignment of liquor is received it shall be entered by the officer in charge in the form which also affords information as to the quantity of liquor in hand, the amount issued, the strength of the same and any wastage or excess that may be found in any of the casks. The officer in charge shall before any liquor is issued from a cask again carefully examine it to see that everything including the seals are intact. He shall then see the cask opened and prove the liquor, and enter the result in col 14, and when the cask is emptied he shall enter in col 22 any wastage or excess that he may find. Should the wastage or loss of strength in the liquor contained in any cask be found excessive he shall at once report the fact to the Superintendent of Excise.

R. 9 mm

Form 4.A

18 25 mm
24. Challan for issues on prepayment of duty and cost price of liquor.

Any licensed arrack vendor who wishes to remove spirits from the depot to his shop shall pay the duty and price of the same to the Shroff at the depot. The payment must be accompanied by a challan in form 4A.

Form 5.A.

19 26 mm
25. Receipt given by the Shroff for the amount of duty and cost price of liquor paid to him.

On receipt of duty and cost price accompanied by a challan in Form 4A the Shroff shall grant a receipt in Form 5A

Form 6.A

20 27 mm
26. Written application for issue to be made by arrack shopkeepers.

In all cases arrack shopkeepers must apply in this form to the officer in charge of the Depot for the issue of permits for the transport of spirits. There is no objection to applications for the issue of several permits being included in one form so long as the issues are to be made to one licensed vendor who possesses two or more shops.

On receipt of a requisition for a permit the officer shall first verify the calculations of the amount of duty therein contained, comparing the figures with the receipt granted by the shroff. After having ascertained that all documents are in regular order, he shall then gauge and prove the spirits and shall grant a permit in the prescribed Form 7A.

Form 7A.

28 ~~27~~ Arrack permit book

Each licensed arrack shopkeeper shall provide himself with an arrack permit book, and when he sends for his supply of arrack his permit book shall be presented to the officer in charge of the depot, who shall make the necessary entries in the book under his signature and send it with the consignment.

~~Form 8A~~ Form 8A.

~~28~~ 28. ~~Statement~~ showing the quantity of Spirit sold daily to retail Vendors of arrack and the amount of duty etc collected on same.

This account will be maintained by the officer in charge of the depot, and must be written up at the close of each days transactions, and must be compared by him with the shroffs collections on account of arrack for the day as entered in the latter's cash book & the totals with which it should tally, & if he finds that the totals of the figures in form 8A tally with the shroffs cash account, he shall write initial the latter account in token of its being correct. Should he find any discrepancy that cannot be accounted for, he shall at once report the fact to the Superintendent of Excise. The officer in charge of the depot will clearly understand that it forms a part of his duty to supervise the work of the Shroff & in a similar manner as that a head clerk of an office supervises the work of the subordinate clerks, and to bring to the notice of the Superintendent of Excise any neglect of duty on the part of the Shroff and the peons at the depot.

A copy of this account will be submitted daily to the Collector through the Superintendent of Excise.

30 m

Form No 9A & 9G

Chalans for payment of money into the Hon'ble the Residents Treasury

The shroff shall at the close of each days transactions remit the total collections into the Residents Treasury; the chalan shall be in duplicate form, and shroff will afford information as to the number of gallons of spirit sold, price and duty collected, and total amount remitted to the treasury. On receipt of the remittance the original shall will be signed by the treasury officer in token of receipt of the remittance, and the duplicate shall will be retained by him. Should the treasury be closed on account of some gazetted holiday or otherwise the collections should will be kept in the cash chest at the depot, one key of which shroff will be kept in the possession of the shroff, and the other by the officer in charge of the depot. The Superintendent of Excise should will on such occasions arrange for a guard to watch over the cash chest, and as soon as the treasury reopens the necessary remittance should will be made.

Abstract Form No 10 A

Detailed account of total daily receipts and sales of arack at the Excise Depot with abstract stock and cash account for the each month.

This account will be written up daily by the officer in charge of the depot and at the close of each month the total shall will be filled up and abstract of the account in the same form shall will be submitted to the Collector through

the Superintendent of Excise on or before the 5th of the following month together with the Original permits, Form 2A covering the amount of spirits received during the month, the applications Form 6A and the Shroffs receipt Form 5A for the amount of duty and cost price collected on all spirits issued during the month. Every entry in Form 10A must be checked by the Superintendent of Excise or his Assistant with the other depot accounts, and must bear the initials of the checking officers in token of its being correct. The extract should also be checked in the Collector's office with its enclosures, Forms 2A, 5A and 6A and the duplicates of Form 2A compared with the originals. It must also be carefully ascertained in the Collectors Office that the particulars of remittances made to the Residents Treasury have been received into the Treasury. This will be done by comparing the account submitted by the Treasury Officer in charge of the Residents Treasury of collections received from the Depot during the month with the particulars of remittances made as entered in Form 10A

12.13

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Form No 11 A & 10 G.

~~Cash account~~

This account will be maintained by the Shroff at the depot who shall enter therein all daily receipts and expenditure of money on account of same, and will at the close of each days transactions show the balance of cash on hand.

27 33 nn
32

Form No 12 A & 11 G

Diary of the officer in charge.

The officer in charge shall keep a diary in form 12 in which he shall record at the time and in ink the exact hours of his daily arrival at and departure from the depot, of his opening and closing of same, of the receipt and removal of spirits, of the purpose for which lock tickets are used, and of the removal of lock tickets. ~~Superior officers inspecting the depot should invariably make diary after entry of such remarks as they find necessary.~~ The Shroff shall also enter in this diary the date and hour of his arrival at the depot. Superior officers inspecting the depot should ~~invariably~~ initial the diary after entry of such remarks as they find necessary and should append to their initial the hour and date of their visits.

E. 14

Form No 13A

34
33 Register of casks used in the Excise Depot

As each cask is first brought into use its exact contents must be ascertained by actual measurement, with water or spirits. At the same time, as they may be useful for reference, though not absolutely accurate or to be relied on for charging the duty on spirits, the capacity by the gauging rod, the diameters and the length should as far as possible be taken and recorded ~~consecutively~~ as under, in a register in this form, all entries in which shall be dated and initialled by the officer making them.

33 35
34 On each end of all casks used at the Excise Depot for storage or issue of spirits the contents in gallons, the consecutive number of the cask according to the register and the letters H.M.C. & D.P.O. shall be legibly cut, or branded or marked in oil paint. The contents of the casks shall be ascertained and marked to the nearest ~~gallon~~ decimal of a gallon. If a cask is taken to pieces for repair or for purposes of easy transport, it will not be necessary to regauge it, unless on checking the being capacity, the diameters and the length, which should always be done a difference exceeding one per cent should be found in which case it must be regauged.

14

36 mm
35 All vessels used at the Depot in measuring out spirits shall from time to time be inspected and gauged by the Superintendent of Excise or his Assistant, and whenever this is done the result shall be recorded in the diary Form No 12A by the inspecting Officer.

37 mm
36
34 Form for 14A. & 12G

Store Register.

A list of all articles used at or in connection with the Excise Depot shall be maintained by the Officer in charge.

38 mm
37. The Superintendent and the Assistant Superintendent of Excise shall inspect the depot as frequently as possible; ~~their inspections should be made without any~~ previous notice being given and ~~should be thorough~~. They should also from time to time personally supervise the work going on at the Depot, and from time to time compare the casks on arrival with the permits Form No 2A, prove the spirits before and during issues, and personally ascertain wastages, and compare the results as found by them with those as recorded by the Officer in charge

Rs. 16 annas

39 38 All forms required to be maintained by licencees of arrack shops must be paid for by them, and will be supplied to them by the Officer in charge of the Depot on payment of the price of same. The prices of these forms & accounts will be fixed by the Collector and shall be as near the cost price as possible.

Part

Chapter II Ganja

120
39.

Rules 2, 3, 4, 5, 6, 28, 29, 30 and 31 of Chapter 3, 4, 5, 8, 9, 10, 11, 12, 13, the apply equally to ganja which will be stored and issued from the same building as used for the storage and issue of arrack.

41 42 No ganja shall be received into the Depot unless accompanied by a permit from the Officer in charge of the Mysore Durbar's Ganja Depot.

42 42 Ganja may only be issued from the Depot for local consumption to licensed ganja shopkeepers on payment of Rs 4-5-6 per seer of 80 tolas.

43 42 The standard weights to be used at the Depot shall be seers and tolas - 80 Tolas equals one seer.

44 43 The case containing ganja from the Durbars Ganja Depot shall bear the name of the Depot, the nature of contents, gross weight of the case and its contents and net weight of ganja contained in the same.

46 The following are the forms of account prescribed to be maintained in connection with the Excise Depot as regards ganja.

Form No 16

38 46 Indent for supplies of ganja.

For supplies of ganja. The Superintendent of Excise shall send to the officer in charge of the Mysore Durbars ganja warehouse an indent in this form showing the amount of ganja required.

Form No 17

47 Permit for the transport of ganja from the Durbars Ganja Warehouse to the Excise Depot.

The officer in charge of the Ganja Warehouse shall thereupon weigh out the requisite amount of ganja indented for, and shall pack the same in cases, which shall be carefully sealed by him. An impression of the seal used by the Officer in charge of the Warehouse shall be left at the Excise Depot, and should the seal at any time be changed or altered in any way, the Officer in charge of the Warehouse shall at once inform the Superintendent of Excise, and also forward to him an impression of the changed or altered seal.

17 As soon as the cases have been packed and sealed the Officer in charge will issue

a permit in Form 2G which shall be kept in triplicate, the original to be entrusted to the person accompanying the consignment, the duplicate to be forwarded to the Collector, and the triplicate to be retained at the ~~Distillery~~ Ganja Warehouse. On receipt of the Ganja at the Excise Depot the contents of the pass shall be compared by the officer in charge with the details painted on the ~~cases~~ cases, and the seals etc on the cases examined. Discrepancies or other irregularities discovered shall at once be entered on the reverse of the pass, and in the officers diary and a report shall also then be made to the Superintendent of Excise. The date and hour of receipt of consignments shall be entered on the reverse of Form 2G. and also on the duplicate of Form 1G. to show that the incident has been complied with. Soon after the arrival of a consignment of ganja the Superintendent of Excise or his Assistant shall weigh the same into store and store and record the result of the weighment on the reverse of Form 2G and in Form 3G. The original permits shall be retained at the Excise Depot until the close of the month when they shall be submitted to the Collector along with the monthly accounts for comparison with the duplicates submitted to him by the officer in charge of the Dunbars Ganja Warehouse.

18

48 Form 3G.

Detailed account of Total Daily Receipts and Sales of Ganja at the Excise Depôt with abstract Stock and cash account for the month. xxx.

Whenever a consignment of ganja is received the actual amount according to the pass ~~should~~ would be entered under head of receipts, the Superintendent or his Assistant ~~should~~ would then weigh the consignment and any wastage or excess that may be found ~~should~~ would be entered in the wastage or excess col. of the account with a plus or minus sign as the case may be before the figures. Each consignment ~~should~~ would be dutturned separately, and any refuse, and dust found to be ~~unfit~~ for consumption ~~should~~ would be weighed by the Superintendent of Excise or his Assistant, and entered as ~~wastage~~ refuse in the wastage col. and a remark made to this effect in the remarks col. Refuse and dust ~~should~~ would not be paid for, and shall be burnt by the Superintendent of Excise or under his special orders by his Assistant, but before any such destruction takes place the Contractor who supplies the Mysore Dunbar with ganja shall be informed in writing of the date and hour ~~in which~~ at which such destruction will take place in order that he may if

he cares to do so be present either in person, or depute his representative to witness the destruction or to satisfy himself as to weight of the refuse and dust destroyed. The date and hour of destruction and the amount destroyed shall be entered in the remarks col. of the account under the initials of the Officer superviseing the same. Ordinary wastage that must from time to time occur during the operations of packing at the Dunbars Warehouse and unpacking and weighing at the Excise Depot will have to be paid for by the Government of Mysore unless the wastage is abnormal when the orders of the Collector shall be obtained before payment is made. Particulars of all remittances made to the Residents Treasury and the Bangalore District Treasury on account of ganja must be entered in the remarks col. of Form 3G. An extract of Form 3G in the same form shall be submitted to the Collector through the Superintendent of Excise on or before the 5th of the following month, together with the original permits Form 2G, the challan for issues Form 5G and the Sheriff's receipts form 6G. Every entry in Form 3G must be checked by the Superintendent of Excise or his Assistant with the other connected accounts, and shall bear the initials of the checking officers. The extract shall also be checked in the Collectors office with its enclosures and the duplicates of Form 2G, the accounts submitted by the Treasury Officer of the Residents Treasury and the officer in charge of the Bangalore District Treasury of Remittances received by them on account of ganja during each month, and also with the account submitted to the Collector by the officer in charge of the Dunbars Warehouse showing the amount of ganja issued to the depot during each month.

Form 1-Pt.

49. Remittance of cost price of ganja to the Mysore Durbar.

As soon as each consignment of ganja has been issued to the licensed vendors, the cost price of same, at ... per seer shall be remitted in the form to the District Treasury Bangalore. The amount to be paid for will be the weight of the ganja as entered in the permit Form 2G as issued from the Dunbars Warehouse less the amount of dust and refuse found as described in rule

2D

On receipt of the remittance the original ~~would~~ be signed by the treasury officer and returned to the officer in charge of the Depot; the duplicate ~~would~~ shall be retained by him and the triplicate ~~would~~ shall be forwarded by him to the Mysore ~~Travancore~~ Excise Commissioner's office.

Form 5G

46 50 Challan for issues on prepayment of duty.

Any licensed ganja vendor who desires to remove ganja from the Depot to his shop shall pay the price ~~at Rs 5-0 per seer~~ and the duty ~~of Rs 3-0-0 per seer~~ to the Shroff at the Depot. The payment must be accompanied by a challan in form 5G.

Form 6G

47 51. Receipt given by the Shroff in charge of the Depot for the amount of duty and cost price of ganja paid to him. On receipt of duty and cost price accompanied by a challan in form 5G, the Shroff shall grant a receipt in form 6G.

Form 7 G.

48 52. Written application for issues to be made by ganja shopkeepers.

In all cases ganja shopkeepers must apply in this Form to the officer in charge of the Depot for the issue of permits for the transport of ganja. There is no objection to applications for the issue of several permits being included in one form, so long as the issues are to be made to a licensed vendor who possesses two or more shops.

On receipt of a requisition for a permit the officer should first verify the calculations of the amount of duty etc contained therein, comparing the figures with the receipt granted by the Shroff. Having ascertained that all documents are in regular order, he should then weigh out the ganja in the ~~consignment~~ and should grant a permit in the prescribed Form 8 G.

Form 8 G

49 53. ~~Ganja permit~~ book.

Each licensed ganja shopkeeper shall provide himself with a ganja permit book, and when he needs for his supply of ganja his permit book shall be presented to the officer in charge of the Depot, who should make the necessary entries in the book under his signature and send it with the consignment.

22. 23.

Form No 9 G.

54. Chalan for payment of money into the Hon'ble the President Treasury. The Sheriff shall at the close of each days transactions remit the total collections of duty into the President Treasury. The Chalan shall be in the same form as No 9 A and the procedure to be adopted shall be the same as when making remittances of collections of duty on arrack.

Form No 10 G.

52 55. The Cash account shall be in the same form as Form No 11 A and all receipts and expenditure of money on account of ganja shall be entered therein by the Sheriff.

Form No 11 G.

56. Diary. This shall be in the same form as form No 12 A. and the date and hour all receipts and issues of ganja shall be entered in the Diary.

Form No 12 G

57. Store Register. This will be in the same form as Forms 14 A. all articles used in connection with the Excise Depot shall will be entered therein.

D3.24

58. Rule 35 ~~36~~ 22 supra as regards supply of forms of accounts to licensees of arrack shops equally applies to supply of forms of accounts to licensees of ganja shops.

Rule 37 ~~38~~ 27 supra as regards inspections of the Depot being made by the Superintendent and Assistant Superintendent of Excise applies equally to ganja. The accounts maintained at the Depot will be carefully checked from time to time by the Superintendent of Excise and the Assistant.

18/6/00

RESIDENT'S OFFICE.

Serial No. ~~2~~ 5

File No. 275/94

[DRAFT.]—For approval.

No. 6335

Dated 30-XI-00

To

Please for approval
Dr/XI/00

DR
27/XI/00

The Secretary to the
Government of India,
Foreign Department.

Sir,

I have the honour to
invite a reference to
Notification No. 1107-I.A.
of the Government of India,
in the Foreign Department,
dated the 25th April 1898,
which applied to the
Civil and Military sta-
tion of Bangalore the
provisions, as far as
they might be suitable

(Continuation of Draft).

of the Excise Act, XII

of 1896

2. It is proposed

to revise ~~the~~ under Section

65 of the ~~Act~~ Excise Act XII of 1896 the

existing rules and license

forms. But, I entertain

a doubt as to whether,

in the absence of a

declaration to that effect

by the Governor General

in Council, I can exercise

any of the powers Confe

In connection with the modifications in the system of Excise in the Province of Bengal sanctioned by the Govt of India in their F.D. in their letter No 1091 S/14 dated the 28th April 1899

which were brought into under the Excise Act XII of 1881

on the Chief Revenue-
Act XII of 1896
Authority by ~~the said~~ As

3. The expression "Chief
Revenue-authority"
has been defined in
section 3 of the Act
with special reference
~~to the territories~~ for which
the Act was originally
intended. The Lunacy
(District Courts) Act,
XXXV of 1858, the
Pensions Act, XXIII of
1871, the Indian Treasure

Irone Act, VI of 1878,
the Excise Act, XXII of
1881, and the Indian
Stamp Act, II of 1899,
were extended to the
Station, subject to the
Provisions, as will be seen
from the Notifications of
the Government of India
in the Foreign Department
noted on the margin,
that references to the Chief
Revenue-authority
Chief Controlling

* No. 1098 I. dated 4th March 1887 — Macpherson's List p. 108
No. 2252 I. dated 7th August 1883 — p. 100
No. 1097 I. dated 4th March 1887 — p. 90
No. 529 I. dated 1st March 1883 — p. 120 of the printed list flagged A
No. 1159 I. A dated 5th May 1899 — p. 127 Macpherson's List

of the Provisions that

Revenue authority
or Superior Revenue
authority, as the
case may be, ~~should~~ would
be read as referring
to the Resident in
Mysore.

(The necessity for the insertion of
such a provision

~~I regret that~~
~~the fact~~ however
was overlooked
when a draft of the
Notification extending
the Excise Act, XII of
1896, was submitted
to the Government of India.

The proviso that references to the "Local Government" shall be read as referring to the Resident, which is generally inserted in Notifications extending Acts wherein that expression occurs, was also omitted.

It appears however that these existing cannot be rectified after passing the General Clauses Act.

5. 14 The provisions of the General Clauses Act, X of 1897, as far as they may be suitable have been applied to

p. 125 of Macpherson's Book

the Station by Foreign Department Notifica-tion No. 3142 I. A., dated the 20th August 1897 ~~for~~ the expressions, "Chief Revenue-authority" and "Chief Controlling Revenue-authority" have not been defined in that Act. And, although "Local Government" has been defined, the Resident's ~~Observation~~ would not ~~in accordance~~ be included in ~~Mac~~ ~~Commissioner~~ that

definition, because he is not authorized by law to administer execution Courts in the Cantonments of Bangalore.

III. 4 If the Government of India are of opinion that the Resident cannot exercise the powers of the Local Government and of the Chief Revenue-authority under the Excise Act- unless specially authorized in that behalf, I request that the notifi- -cation cited in paragraph 1 of this letter may be amended. Please

to the Government
to decide whether
the Resident should
be allowed to exercise
also the powers of
Local Government
under the Act. He
did exercise those powers under
the Excise Act, XII of 1881.

7. I beg to enclose
a draft Notification
amending the Notifica
tion in question.

I have &c

H. Mortimer

Resident

(Vide F. D. Notifn. No. 529 I.,
dated the 1st March 1883)

AR

RESIDENT'S OFFICE.

Serial No.

File No.

[DRAFT.]—For approval.

No

Dated

~~To~~

Notification

In exercise of the powers conferred by sections 4 and 5 of the Foreign Jurisdiction and Extradition Act, XXI of 1879, and of all other powers enabling him in this behalf, the Governor General in Council is pleased to direct that the following proviso be inserted

(Continuation of Draft).

in Notification No
1104-I-A of the Govern-
-ment of India, in the
Foreign Department, dated
the 25th April 1898:-

S 22 (and) D 275
44

Provided also that
references in the said
Act to the Chief Revenue
(Local Government and the
authority should be
read as referring to
the Resident in Mysore.

AS

Register No. 432
Date of Receipt 26:1:1901
File No. 275/14

No. 316 I.A.

26

FROM

THE ~~Assistant~~ SECRETARY TO THE
GOVERNMENT OF INDIA
in the Foreign Department,

TO The Honble
Lieutenant Colonel
D. Robertson, C.S.I.,
Resident in Mysore.

Dated Fort William, the 22nd January 1901.

SIR,

25
S. ~~24~~ In reply to your letter No. 6335, dated the 30th November 1900, I am directed to forward a copy of a notification published in the Gazette of India, amending ~~a~~ notification No. 1104-I.A., dated the 25 April, 1898, which extended to the civil and military Station of Bangalore the provisions of the Excise Act ~~XII~~ of 1896.

No. 315 I.A. dated the 22nd January, 1901.

S. 22

2

2. This amendment will enable the President to exercise the powers conferred upon a Local Government and a Chief Revenue authority by the following sections of the Excise Act viz: —

Local Government - Sections 3, 7, 8, 12, 13, 14, 19, 20, 21(c), 22(2), 30, 31, 44, 62, 66.

Chief Revenue Authority - Sections 6, 9, 10, 15, 20, 21(b), 22(1), 23(1), 25, 26, 27, 29, 64, 65.

3. While, however, the amendment puts the President in a position to exercise these powers legally I am to request that, before doing so in respect of any important question of policy, such as the fixing or alteration of duty under Sections 7(a) and 8(a), the orders

orders of the Government of
India may be obtained.

I have the honour to be
Sir,
Your most obedient Servant

W. H. Curtis

Asst Secy. to the Govt.
of India

Copy

No. 315 J.D.

GOVERNMENT OF INDIA.

Gazette Vol. I 27(a)

FOREIGN DEPARTMENT.

Fort William, the 22nd

NOTIFICATION.

In exercise of the pow
conferred by sections 11 and 5 of
Foreign Jurisdiction and Extradi
Act, 1874 (XXI of 1874), and
other powers enabling him in t
behalf; the Governor General
in Council is pleased to dir
that the following proviso be a
to the Notification No. 1104 J. D.,
Government of India in the Jud
Department, dated the 25th April, 18

"Provided also that referenc
in the said Act, as so applied, t
the "local Government" and to t
"chief Revenue-authority" shall be
read as referring to the Resident
in Mysore."

(Sd.) H.S. Burne
Secy. to the Govt
of India

True Copy.
H. D'Silva
Subdt., For. Secrt.